

JUL 24 1998

RECORD OF PROCEEDINGS  
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NO: 98-00210

COUNSEL: None

HEARING DESIRED: No

[REDACTED]  
[REDACTED]

Applicant requests that his date of rank to captain be changed from 30 October 1997 to 24 August 1997. Applicant's submission is at Exhibit A.

The appropriate Air Force office evaluated applicant's request and provided an advisory opinion to the Board recommending the application be denied (Exhibit C). The advisory opinion was forwarded to the applicant for review and response (Exhibit D). As of this date, no response has been received by this office.

After careful consideration of applicant's request and the available evidence of record, we find insufficient evidence of error or injustice to warrant corrective action. The facts and opinions stated in the advisory opinion appear to be based on the evidence of record and have not been rebutted by applicant. Absent persuasive evidence applicant was denied rights to which entitled, appropriate regulations were not followed, or appropriate standards were not applied, we find no basis to disturb the existing record.

Accordingly, applicant's request is denied.

The Board staff is directed to inform applicant of this decision. Applicant should also be informed that this decision is final and will only be reconsidered upon the presentation of new relevant evidence which was not reasonably available at the time the application was filed.

Members of the Board Ms. Martha Maust, Mr. Robert W. Zook, and Mr. Kenneth L. Reinertson considered this application on 23 July 1998 in accordance with the provisions of Air Force Instruction 36-2603, and the governing statute, 10, U.S.C. 1552.

*Martha Maust*  
Panel Chair

Exhibits:

- A. Applicant's DD Form 149
- B. Available Master Personnel Records
- C. Advisory Opinion
- D. AFBCMR Ltr Forwarding Advisory Opinion



DEPARTMENT OF THE AIR FORCE  
HEADQUARTERS AIR FORCE PERSONNEL CENTER  
RANDOLPH AIR FORCE BASE TEXAS

25 Feb 98

MEMORANDUM FOR AFBCMR

FROM: HQ AFPC/DPPPO

SUBJECT: Application for Correction of Military Records - [REDACTED]

Requested action: Applicant is requesting his date of rank to the grade of captain be corrected to reflect his 2-year anniversary of **24 Aug 97**.

Basis for request: Applicant contends he missed the **BSC** captain board by one day and therefore, did not meet a board **until** after **his** 2-year anniversary date of rank. Applicant also contends he met a captain board above-the-promotion zone (APZ) on **22 Sep 97** and the SecAF changed his date of rank to **30 Oct 97**.

Recommendation: Denial.

Facts and Comments:

- a. Application is timely.
- b. Applicant entered active duty as a first lieutenant on 19 Mar 97. Based on constructive credit received, his date of rank was established as 24 Aug 95. The CY97B Captain (MSC/BSC/NC) Central Selection Board convened at HQ AFPC on 19 Mar 97. To be eligible to meet this board, applicant must have had an EAD of **18 Mar 97** or earlier.
- c. Applicant was selected for promotion to captain in-the-promotion zone (IPZ) by the CY97D Central Captain Selection Board which convened at HQ AFPC on **22 Sep 97**. The results of the board were approved by the Assistant Secretary of Defense (Force Management Policy) (ASD/FMP) on **30 Oct 97**.
- d. In accordance with **AFI 36-2501**, Officer Promotions and Selective Continuation, promote first lieutenants on the active duty list, selected for promotion to captain after completing 24-months time-in-grade computed from their date of rank as a first lieutenant, or upon ASD/FMP approval of the captain selection report, whichever is later. There are no provisions in law to allow the applicant to be promoted to captain with an earlier date of rank.

Summary: The applicant's date of rank to captain is correct. It would not be in the best interest of the Air Force to give the applicant a date of rank to captain that is earlier ~~than~~ that of other officers promoted from the CY97B Central Captain Promotion Board. Application should be denied. We have no recommendation if the Board's decision is to grant relief over our objections. POC is CMSgt Foley, DSN 487-5785.



KATHRYN G, STATEN, Lt Col, USAF  
Chief, Officer Promotion & Appointment Branch  
Directorate of Pers Prog Mgt