

AUG 14 1998

RECORD OF PROCEEDINGS  
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NUMBER: 98-00399

COUNSEL: None

HEARING DESIRED: No

[REDACTED]

Applicant requests his social security records be corrected to reflect Air Force earnings for 1955 and 1956. Applicant's submission is at Exhibit A.

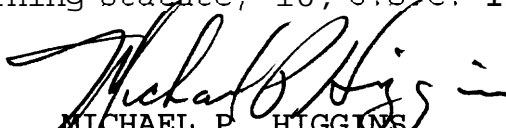
The appropriate Air Force office evaluated applicant's request and provided an advisory opinion to the Board recommending the application be denied (Exhibit C). The advisory opinion was forwarded to the applicant for review and response (Exhibit D). As of this date, no response has been received by this 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 Mr. Michael P. Higgins, Dr. Gerald B. Kauvar, and Mr. Allen Beckett considered this application on 28 July 1998 in accordance with the provisions of Air Force Instruction 36-2603, and the governing statute, 10, U.S.C. 1552.

  
MICHAEL P. HIGGINS  
Panel Chair

Exhibits:

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



DEFENSE FINANCE AND ACCOUNTING SERVICE  
DENVER CENTER  
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DENVER, COLORADO 80279

DFAS-DE/FYCC

MAR 19 1998

MEMORANDUM FOR AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS  
**ATTN:** AFBCMR

**SUBJECT:** Application for Correction of Military Records

We examined the application for correction of military records for [REDACTED]. Since we are unable to take action to administratively provide the relief sought, we are forwarding it for your consideration.

The applicant is requesting social security credits for the **years** 1955 and 1956. His Report of Transfer or Discharge, DD214, indicates he served in the Air Force during that period.

According to the Military Compensation Background Papers Manual prepared by the Department of Defense, Office of the Secretary of Defense, effective January 1, 1957, the Servicemen's and Veteran's Survivor Benefits Act of 1956 extended Social Security coverage to members of the armed forces and subjected them to taxes as prescribed by the Federal Insurance Contributions Act (FICA). No withholdings were deducted prior to that date.

We recommend denial of the member's request as no entitlement exists.

Our address is DFAS-DE/FYCC, 6760 East Irvington Place, Denver, Colorado 80279-7100. Our point of contact is Charlotte Larson, and she may be reached at DSN 926-4868, or commercial (303) 676-4868.

Diana F. Sattelmeyer  
Chief, Claims Branch  
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Management