DEPARTMENT OF THE AIR FORCE



WASHINGTON, DC

OCT 2 3 1998

Office of the Assistant Secretary

AFBCMR 98-02536

MEMORANDUM FOR THE CHIEF OF STAFF

Under the authority of Section 1552, Title 10, United States Code, Air Force Instruction 36-2603, and having assured compliance with the provisions of the above regulation, the decision of the Air Force Board for Correction of Military Records is announced, and it is directed that:

The pertinent military records of the Department of the Air Force relating to be corrected to show that on 5 January 1996, he elected immediate coverage for spouse only (Option CA) under the Reserve Component Survivor Benefit Plan based on full retired pay.

RAYMOND H. WELLER whief Examiner Air Force Board for Correction of Military Records 

WASHINGTON, DC

OCT 2 3 1998

Office of the Assistant Secretary

AFBCMR 98-02536

MEMORANDUM OF CONSIDERATION OF APPLICATION BEFORE THE AFBCMR

SUBJECT:

Having carefully reviewed this application, we agree with the recommendation of the Air Force and adopt the rationale expressed as the basis for our decision that the applicant has been the victim of either an error or an injustice. Therefore, under the authority delegated in AFI 36-2603, the applicant's records will be corrected as set forth in the accompanying Memorandum for the Chief of Staff signed by the Executive Director of the Board or his designee.

& Stuat

Panel Chair

Attachment: Ltr, ARPC/DR, dtd 23 Sep 98



2 3 SEP 1998

MEMORANDUM FOR AFBCMR

FROM: HQ ARPC/DR 6760 E Irvington Place #3000 Denver CO 80280-3000

SUBJECT: Application for Correction of Military Records,

1. The requested correction cannot be accomplished administratively at this headquarters.

2. The member is requesting that his record be corrected to allow his participation in the Reserve Component Survivor Benefit Plan (RCSBP).

3. The following is an analysis of the circumstances surrounding the case:

a. A certified package, notifying the member of his eligibility to participate in the RCSBP was sent to his attention at his military unit address:

b. We are unable to determine if the package was originally sent to his home address and returned by the postal authorities as undeliverable.

4. The requirement that the member submit an election within 90 days of receipt is clearly established by Title 10, United States Code, Section 1448(a)(2)(B). He remains eligible to participate in the Survivor Benefit Plan when he reaches age 60.

5. Recommendation: Due to the extenuating circumstances involved in this case, we recommend the member's request be approved. If the decision is to grant the relief sought, the member's record should be corrected to show that he elected full, immediate coverage for spouse only (Option CA) under the RCSBP, effective 5 Jan 96.

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6. Action officer is He can il be reached by fax at

Signed

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ANN C. SHIPPY, Major, USAF Deputy Director of Customer Assistance

