# DEPARTMENT OF THE AIR FORCE

WASHINGTON, D.C.



OCT 2 3 1998

#### Office of the Assistant Secretary AFBCMR 98-02640

### MEMORANDUM FOR THE CHIEF OF STAFF

Under the authority of Section 1552, Title 10, United States Code and AFI 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 the second seco

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**DONNA** PITTENGER Chief Examiner Air Force Board for Correction of Military Records

#### DEPARTMENT OF THE AIR FORCE

WASHINGTON, D.C.



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Office of the Assistant Secretary AFBCMR 98-02640

## 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 or his designee.

+ Sterant

Panel Chair

Attachment Ltr, AFPC/DPAPP3, dtd 28 Sep 98, w/atchs

28 September 1998

#### MEMORANDUM FOR AFBCMR

FROM: HQ AFPC/DPAPP3 550 C Street West, Ste 32 Randolph AFB TX 78150-4734

SUBJECT: Application for Correction of Military Record (DD Form 149, 21 Sep 98)

Requested Action: Requesting her date arrived station (DAS) to resulting from her permanent change of station (PCS) from the station be changed from 31 August 1998 to 24 August 1998.

Basis for Request: Prior to **PCS depart** date of 8 August 1998, she was informed that she would be required to return to the second sec

<u>Background</u>: Member states she was TDY when her projected departure date of 8 August 1998 was established. Upon her return to her permanent duty station (PDS) and prior to her PCS departure date, she was informed that she would be required to return TDY for a working group. Rather than change member's PDD and RNLTD, the MPF erroneously amended member's PCS orders to reflect TDY en route. Member departed, as scheduled, on 8 August 1998 and proceeded to her new permanent duty station areas and the statement of the rew signature on the attached DD Form 1840 (Atch 1) confirms that she was in the area of her new permanent duty on 13 August 1998, the date her household goods were delivered.

Facts: You cannot be TDY to your permanent duty station. Therefore, member could not depart PCS from the second with TDY en route at the second of the AFI 36-2110, 20 July 1994, paragraph 2.1.4 1. (Atch 2) and its predecessor, AFR 39-11,20 July 1989 (Atch 3), clearly reflect Air Force policy on when a PCS is consummated/completed. If a member arrives in the local area of the base to which they are being assigned PCS, whether or not the member signs in, the PCS has been completed. Therefore, the PCS consummated prior to member's required TDY. Since the member never physically signed in to her new unit before going TDY to the the form of the theta area of the that member's DAS be established as 24 August 1998--the day prior to her official TDY travel date. This date also supports member's official duty status of leave while in the local area receiving her household goods and setting up her new residience.

Recommendation: Approve the second se

DAVID R. FARIS Deputy, PCS Budget/Asgn Analysis Sec Directorate of Assignments

- 3 Attachments:
- 1. DD Form 1840
- 2. AFI 36-2110 excerpt
- 3. AFR 39-11 excerpt

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FROM : AIR & SPACE C2 AGENCY .	Carbon must be removed &	raversed before composition	Sep. 28	1998 11:02AM P2
JOINT STAT	EMENT OF LOS	S OR DAMAG	E AT DELIVER	<u> </u>
	Privacy Ad	ct Statement		
AUTHORITY : Th 30	The requested information is solicited pursuant to one or more of the following. 5 U.S.C 301, 31 U.S C.3721 et seq. 31 U.S.C.3711 et seq. and EO 9397 November 1943 (SSN			
de	e information requested in struction of personal proc	sused in the settler	nent of claims for loss	5
	luntary: however, failure t lay or otherwise hinder th	to supply the reques	ted information or to.	
<u>GENERAL INSTRUCTIONS</u> • The carrier's/c -member's agent. The member or member's copies of DD Form 1840 and blank DD Form shipment. If no loss or damage is involved, w	s 1840R will be provided the me	ember or member's agen	m 1840 and obtain the sign partially completed DD For t by the carrier's/contractor	nature of the member of m 1840. Three completed is representative for each
	- GENERAL (To be completed		actor's representative)	
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5, ORIGIN OF SHIPMENT ( City and State/	Country)	6. DESTINATION OF	SHIPMENT ( City and State	e:Country)
	CKUP DATE	9. NAME AND ADDRE	SS OF CARRIER CONTR	ACTOR
10. CODE OF SERVICE 11. SCAC 12. CONE MYTI	5. Aug 98 ABRIGE/CONTE REF NO:			
SECTION B - RECORD OF LOS	S OR DAMAGE ( To be compl	leted jointly by member	and carrier's/contractor	's representative)
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DD Form 1840, JAN 88	Previous editions are 2 9 • 2		PAG	E OF PAGE

2.1.29. PCS Notification and Orders in Hand Minimums. Select people for PCS **so** they will have at least 90 calendar days notice before RNLTD and orders in hand 60 days before PDD. **You** may waive these requirements when mission essential. Advise the MPF when doing **so**. Do not apply these minimums to the following:

2.1.29.1. Flying. technical training or other school graduate or eliminee.

2.1.29.2. Approved self-initiatedreassignment requests.

2.1.29.3. PCS upon enlistment (including former officers upon enlistment), or upon accession.

2.1.29.4. Training or education when necessary to avoid wasting a quota.

2.1.29.5. Humanitarian or EFMP reassignments.

2.1.29.6. Assignments requiring SCI access.

2.1.29.7. Low-cost and permissive PCS.

2.1.29.8. When individual voluntarily waives the requirements.

2.1.29.9. Surplus to requirements.

2.1.29.10. PALACE FUSE assignments (airmen).

2.1.29.1 1. OS returnees.

2.1.29.1 2. Colonels (including selectees).

2.1.30. Assignment Recommendations. Not require recommendations for assignments or selection boards higher than an officer's **senior** rater, or an airman's **wing** commander, or equivalent.

2.1.31. Mandatory Utilization Requirements (Officers) and Controlled Duty Assignments (Airmen). Not select people to perform duty out of their mandatory utilization field (officers) or controlled duty assignment AFS (airmen).

2.1.31.1. Get approval for assignments out of the officer's mandatory utilization *AFS* from HQ AFMPC/DPMRIP2. This does not apply to PME. AFIT, **UFT**, or Operation Bootstrap assignments.

2.1.3 1.2. Get approval for assignments out of an airman's controlled duty assignment **AFS** from HQ AFMPC/DPMRIP1.

2.1.32. Officers Assigned in Washington D.C. Not assign officers consecutively to the Washington DC area (see attachment 1) without a 2 year intervening period outside the Washington DC area. Process waivers as follows:

2.1.32.1. Secretary of Defense approves waivers for the Joint Staff of the JCS.

2.1.32.2. SAF/MIM approves waivers for the executive department of the Air Force.

2.1.32.3. HQ AFMPC/DPMR approves waivers for all others.

2.1.33. Completing Minimum Stabilized Tours. Consider requests for PCS of people who complete minimum stabilized tours **as** exceptions ahead of normal availables when the commander and MAJCOM support the reassignment.

2.1.34. Joint Duty Assignments (JDA), Nominate officers for Joint Duty Assignment (see attachment 1),

#### Section B--Post-Selection Procedures

2.1.35. Release of Airmen From Voluntary OS PCS. Consider requests for release from voluntary OS assignments if you can replace the person with an eligible volunteer **and** maintain the **RNLTD** and training schedule. For disapproved requests, do not change the selection to nonvolunteer.

2.1.36. Consecutive Assignment to High TDY Units. Approve or disapprove requests to change or cancel PCSs for airmen to consecutive assignments requiring 179 calendar days or more TDY per year.

2.1.37. Sensitive Compartmented Information (SCI) Eligibility Determination. Approve requests allowing a person to proceed PCS without an SCI eligibility determination. Do this if the gaining base can use the person permanently in a position not requiring SCI access. If the **gaining** base can't **use** the person, change the RNLTD, end location, or cancel the assignment.

2.1.38. Pregnant Civilian Spouse. Adjust RNLTDs when a person's civilian **spouse** is pregnant and the expected delivery date is within 6 weeks of the RNLTD.

2.1.39. Cancellation **cf** PCS. Not normally cancel an assignment within 60 calendar days of the PDD because of the potential hardship to the individual. If you cancel an assignment within this time frame and the member has a hardship. consider reinstatement of the assignment if the original station can effectively use the member, consider an alternate assignment, or tell the MPF why the member must remain at the present location.

2.1.40. TDY "Hold" Status. Ask HQ AFMPC/ DPMRIP1 to put a person in TDY "hold" status for official reasons when the person is en route between losing and gaining locations. Direct the appropriate order-issuing authority to amend PCS orders and place the person in TDY hold status for a specified number of days (not to exceed 30 calendar days). and extend the RNLTD if required. Include PCS fund cite information. Notify the MPF at the nearest base of the person's presence for administrative purposes. Provide appropriate assignment instructions when resolved.

2.1.41. Diversion **En** Route. Divert an individual who is en route PCS for urgent manning requirements if no other reasonable alternative exists. Use the date of the change of assignment compared to the member's travel status on that date. If you change the end location before the person arrives in the local area, then the PCS is a continuation. If you change the end location after the person arrives in the local area, then you'll have to direct a new PCS.

2.1.42. Refusing a PCS ADSC (Non Career Officers). Cancel assignments without prejudice on noncareer officers who do not get the retainability for the PCS ADSC. You may assign the officer to any assignment that they have retainability for or obtain a waiver of retainability.

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(a) Airmen chosen as oversea volunteers are diverted only in the same country and between bases with the same tour length.

(b) Airmen chosen as oversea nonvolunteers are diverted only in the same theater between units with the same oversea selection criteria.

(c) If dependents have been authorized concurrent travel, approval of the HQ AFMPC OPR (table 1-2) must be obtained before diversion of the airman is effected to a location where concurrent travel is not authorized.

(d) When the losing CBPO gets approval notification from the HQ AFMPC OPR to divert an airman who is en route overseas and the losing CBPO does not have sufficient time to issue diversion orders, the losing CBPO gives the appropriate CONUS port CBPO the following information by message.

I. Number of original special order and any amendments.

2. Headquarters that published the order.

3. Date of order.

**4.** Original unit member is being assigned to overseas.

**5.** PDD.

6. RNLTD.

7. If concurrent travel was approved, the authority for approval.

8 Unit to which member is being diverted.

9. Member's leave address.

(6) Oversea returnees who have received one of their eight stated choices (excluding areas) in the oversea-returnee match process are not diverted to a CONUS-isolated station (attachment **4)** unless approved by HQ AFMPC/DPMRA.

(7) Whether a previously directed PCS is continued, or a new PCS required, is based on when the change of assignment is approved compared to the member's travel status on that date. Once a member arrives in the local area of the base to which assigned (and travel in conjunction with PCS has been completed), whether or not the member has signed in, and at that time a decision is made to further reassign the member, then a new PCS is required. When a second PCS in a fiscal year is involved, follow procedures in paragraph 3-11. Intent to move or not to move dependents, or not to claim DLA, is not a factor. A PCS cannot be continued, nor can a PCS order be amended to change the permanent duty station after the RNLTD. In either case, a new PCS is required.

(8) To divert a member (change end assignment en route), the losing CBPO (or the assignment authority may take the action) must notify the

member while still en route of the change in assignment using the procedure in d(2) above. When the member cannot be notified en route, the losing CBPO will inform the HQ AFMPC OPR (table 1-2), with information to the original gaining CBPO and MAJCOM. The HQ AFMPC OPR (table 1-2) will consider the member's status and the requirement and may cancel the change, or confirm the change, and direct the original gaining CBPO to issue amended PCS orders continuing the PCS. When the airman arrives, he or she is given copies of the orders directing PCS be continued. If the airman claims a hardship will be incurred by PCS continuation, the chief CBPO or representative will determine the details of the hardship claimed and advise the HQ AFMPC OPR (table 1-2) and request disposition instructions. Because of the potential for excessive PCS costs and hardship to the member, the HO AFMPC OPR (table 1-2) will direct continuation when manning requirements clearly justify such action. Include the following in the continuation orders: "This is a continuation of original assignment from (previous permanent duty station) and airman may be entitled to an additional DLA as authorized by the JFTR."

e. PCS Cancellation. Once an airman is committed for PCS assignment and PCS orders are published, cancellation of the assignment could cause a personal hardship on the airman concerned. For this reason, a PCS assignment should not be canceled within the 60 calendar day period before the established PDD unless the airman cannot be effectively used at the projected base of assignment due to a change in requirements or programmed actions. Cancellation of PCS assignments is worked by the control agency (table 1-1) or AFMPC only. The following actions are taken on receipt of PCS assignment cancellation:

(1) Airman Has Not Departed Losing Station. The CBPO advises of the cancellation in the **48** hours after receipt of the notification and determines if a personal hardship is imposed. If a personal hardship is imposed, the CBPO gets a statement from the airman acknowledging cancellation will cause a personal hardship. The statement is signed and dated by the airman and is kept in the airman's assignment relocation folder. If cancellation will result in a personal hardship, then take the following actions:

(a) The CBPO tells the control agency or AFMPC, as appropriate, the name, grade, SSN, CAFSC, AAN, CONUS and oversea assignment preferences, and personal hardship caused as a result of PCS assignment cancellation.

(b) The control agency or AFMPC, as appro-

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