

RECORD OF PROCEEDINGS
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NUMBER: BC-2011-05086
COUNSEL: NONE
HEARING DESIRED: NO

APPLICANT REQUESTS THAT:

His AF IMT 707A, *Field Grade Officer Performance Report (OPR)* (*Maj thru Col*), effective date {sic} be changed to 15 Mar 07.

APPLICANT CONTENDS THAT:

His OPR was completed on time; however, ARPC returned it because it contained a prohibited statement.

In support of his request, the applicant provides copies of emails, AF IMT 948, *Application for Correction/Removal of Evaluation Reports*; and AF IMTs 707A.

The applicant's complete submission, with attachments, is at Exhibit A.

STATEMENT OF FACTS:

The remaining relevant facts pertaining to this application are contained in the letter prepared by the appropriate office of the Air Force, which is attached at Exhibit B.

AIR FORCE EVALUATION:

ARPC/DPB recommends denial. DPB states there is no effective date on an OPR. Since the close out date of the applicant's OPR is 15 Mar 07, which is the correct date for his OPR, they assume the applicant wants the signature dates of the OPR changed to dates earlier than 11 Jun 07, the convening date for the FY 08 Line and Nonline Lieutenant Colonel (Lt Col) Promotion Selection Board (V0508A), so the OPR will be available for this board, thereby allowing his record to meet a special selection board (SSB).

The OPR filed in the applicant's Officer Selection Record (OSR) was signed 13 Jun 07, by his rater; 14 Jun 07 by the additional rater; and 25 Jun 07 by the reviewer. This OPR does not contain the prohibited promotion statement.

The OPR with the prohibited statement and the OPR that eventually was filed in his OSR, have the same signature dates. The notice used to return the OPR with the prohibited statement, dated 5 Sep 07, combined with the final date of the OPR, 25 Jun 07, strongly indicate the OPR was not completed and signed in time for the 11 Jun 07 promotion board.

The complete DPB evaluation is at Exhibit B.

APPLICANT'S REVIEW OF AIR FORCE EVALUATION:

A copy of the Air Force evaluation was forwarded to the applicant on 1 Mar 12 for review and comment within 30 days (Exhibit C). As of this date, no response has been received by this office.

THE BOARD CONCLUDES THAT:

1. The applicant has exhausted all remedies provided by existing law or regulations.
2. The application was timely filed.
3. Insufficient relevant evidence has been presented to demonstrate the existence of an error or injustice. After thoroughly reviewing the evidence of record, we are not persuaded the signature dates on his OPR should be changed. Therefore, we agree with the opinion and recommendation of the Air Force office of primary responsibility and adopt its rationale as the basis for our conclusion that the applicant has not been the victim of an error or injustice. In view of the above and absent persuasive evidence to the contrary, we find no basis to recommend granting the relief sought in this application.

THE BOARD DETERMINES THAT:

The applicant be notified that the evidence presented did not demonstrate the existence of material error or injustice; that the application was denied without a personal appearance; and that the application will only be reconsidered upon the submission of newly discovered relevant evidence not considered with this application.

The following members of the Board considered AFBCMR Docket Number BC-2011-05086 in Executive Session on 10 Jul 12, under the provisions of AFI 36-2603:

Panel Chair
Member
Member

The following documentary evidence was considered:

- Exhibit A. DD Form 149, dated 15 Dec 11, w/atchs.
- Exhibit B. Letter, ARPC/DPB, dated 9 Feb 12.
- Exhibit C. Letter, SAF/MRBR, dated 1 Mar 12.

Panel Chair