# RECORD OF PROCEEDINGS AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NUMBER: BC-2012-00058

COUNSEL: NONE

HEARING DESIRED: YES

#### APPLICANT REQUESTS THAT:

His records be corrected to reflect his service in Korea.

### APPLICANT CONTENDS THAT:

He served with the 95<sup>th</sup> Fighter Inceptor Squadron (FIS) from 1969 to 1970 at Osan Air Base (AB), Korea.

The applicant's complete submission is at Exhibit A.

#### STATEMENT OF FACTS:

The applicant's DD Form 214, Armed Forces of the United States Report of Transfer or Discharge, reflects he contracted his enlistment in the Regular Air Force (RegAF) on 23 Mar 66.

The applicant's AF Form 7, Airman Military Record reflects he served with the 95<sup>th</sup> FIS at Dover AFB, DE from 18 Jul 67 to 23 Jan 70. His AF Form 7 does not reflect any foreign service assignments.

The applicant was honorably discharged on 23 Jan 70, and was credited with 3 years, 10 months, and 1 day of active service, none of which was credited as foreign service.

# AIR FORCE EVALUATION:

HQ AFPC/DPAPP recommends denial noting that neither the applicant's submission, nor his military records contain any information reflecting he served in Korea.

The complete AFPC/DPAPP evaluation is at Exhibit C.

## APPLICANT'S REVIEW OF AIR FORCE EVALUATION:

A copy of the Air Force evaluation was forwarded to the applicant on 26 Mar 12, for review and comment within 30 days (Exhibit D). 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 not timely filed; however, it is in the interest of justice to excuse the failure to timely file.

3. Insufficient relevant evidence has been presented to demonstrate the existence of an error or an injustice. We took notice of the applicant's complete submission in judging the merits of the case; however, we agree with the opinion and the recommendation of the Air Force office of primary responsibility and adopt its rationale as the basis for our conclusion that he has not been the victim of an error or injustice. Therefore, in the absence of evidence to the contrary, we find no basis to recommend granting the relief sought in this application.

4. The applicant's case is adequately documented and it has not been shown that a personal appearance with or without counsel will materially add to our understanding of the issue(s) involved. Therefore, the request for a hearing is not favorably considered.

#### THE BOARD DETERMINES THAT:

The applicant be notified the evidence presented did not demonstrate the existence of material error or injustice; the application was denied without a personal appearance; and 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-2012-00058 in Executive Session on 12 Jul 12, under the provisions of AFI 36-2603:

Panel Chair Member Member The following documentary evidence pertaining to AFBCMR Docket Number BC-2012-00058 was considered:

Exhibit A. DD Form 149, dated 6 Jan 12. Exhibit B. Applicant's Master Military Personnel Records. Exhibit C. Letter, HQ AFPC/DPAPP, dated 19 Mar 12. Exhibit D. Letter, SAF/MRBR, dated 26 Mar 12.

Panel Chair