

RECORD OF PROCEEDINGS
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NUMBER: BC-2012-00372
COUNSEL: NO
HEARING DESIRED: NO

APPLICANT REQUESTS THAT:

His record be corrected to reflect his date of birth (DOB) as XXX rather than XXX.

APPLICANT CONTENDS THAT:

His record is in error based on his birth certificate.

In support of his appeal, the applicant provides a copy of his birth certificate.

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

STATEMENT OF FACTS:

The applicant is a former member of the Regular Air Force who served on active duty from 19 August 1958 through 17 June 1958. His DD Form 214, *Armed Forces of the United States Report of Transfer or Discharge*, reflects his DOB as 1 December 1930. He was honorably discharge effective 17 June 1958 in the grade of airman first class after serving 7 years, 1 month, and 21 days on active duty.

AIR FORCE EVALUATION:

AFPC/DPSIRP recommends denial. DPSIRP states that Air Force Instruction 36-2608, Table A7, requires the source document for the requested change to be either the original or, a certified or notarized copy of the original. On 5 April 2012, their office notified the applicant of the documentation requirement; however, to date the applicant has not furnished the original or notarized copy of his birth certificate.

The complete DPSIRP 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 2 July 2012 for review and response within 30 days (Exhibit D). As of this date, this office has received no response.

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 warranting any corrections by the Board. In regard to the applicant's request to change his DOB, we agree with the recommendation of AFPC/DPSIRP and adopt the rationale expressed as the basis for denial of this request. We note the applicant was notified by letter from AFPC/DPSIRP that in order to verify his true DOB, they needed either the original, or a certified/notarized copy of his birth certificate. For clarification, a **certified copy** is a copy (often a photocopy) of a primary document that has on it an endorsement or certificate, verifying that it is a true copy of the primary document. It does not certify that the primary document is genuine, only that it is a true copy of the primary document. A **notarized copy** means a photocopy of an original document that has been certified by a notary public to be an authentic copy of the original document. We note that according to AFPC/DPSIRP, they have not received the required document from the applicant. Therefore, we find the applicant has not exhausted his administrative remedies. As a result we find no basis to recommend granting the requested relief.

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-2012-00372 in Executive Session on 25 October 2012, under the provisions of AFI 36-2603:

Panel Chair
Member
Member

The following documentary evidence was considered in connection with AFBCMR Docket Number BC-2012-00372:

- Exhibit A. DD Form 149, dated 27 Jan 12, w/atchs.
- Exhibit B. Applicant's Master Personnel Records.
- Exhibit C. Letter, AFPC/DPSIRP, dated 19 Jun 12.
- Exhibit D. Letter, SAF/MRBR, dated 2 Jul 12.

Panel Chair