

RECORD OF PROCEEDINGS
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NUMBER: BC-2012-00611
COUNSEL: NONE
HEARING DESIRED: NO

APPLICANT REQUESTS THAT:

1. Her Officer Selection Brief (OSB) considered by the Calendar Year 2011A (CY11A) Lieutenant Colonel Central Selection Board (CSB) be changed in the Joint Reporting Category block to read "Standard Joint Duty Assignment (S-JDA)" rather than "OTHER JDA" and the Joint Duty History (FROM) block be changed to reflect "2008" rather than "2009."
2. She be awarded a medal for her service between March 2006 and June 2008, and that it be added to her Officer Selection Record (OSR).
3. She be considered for promotion to the grade of lieutenant colonel by Special Selection Board (SSB) for the CY11A Lieutenant Colonel CSB with the corrected record.

APPLICANT CONTENDS THAT:

In separate applications, the applicant presents the following major contentions:

1. She met the Lieutenant Colonel Line of the Air Force (LAF) Promotion Board with missing and incorrect information in the Joint Reporting Category and the Joint Duty History section on her OSB. This may have negatively affected her promotion to the grade of lieutenant colonel.
2. At the time the board met, she had 72 months of Joint Service. She was credited 35.9 months between March 2003 and March 2006, which was not annotated at all. She was in a joint billet beginning on 28 June 2008, not 2009, as indicated in the Joint Duty History which should have been coded as S-JDA not "OTHER JDA."
3. The promotion board uses the OSB as the sole document that encompasses a member's career during the promotion board process.
4. She was on a medical waiver for a service related injury that required her to take the ERGO Physical Training (PT) Test. At the time that she was due to test, no one in the squadron or group was qualified to test her. As such, her squadron commander waived the requirement for her PT Test with the caveat that she would test as soon as she arrived at her new duty station.

5. She was not recommended for a permanent change of station (PCS) decoration for her service between March 2006 and June 2008, because she did not have a current PT on file, even though the squadron commander had waived the requirement. This affected her chance for promotion

In support of her request, the applicant provides copies of her "As Met" OSB and a printout of her Joint Officer History, Training Report and Officer Performance Reports from 2006 to 2008, a memorandum of support from her leadership at North American Aerospace Defense Command (NORAD), and her PT test results.

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

STATEMENT OF FACTS:

The applicant is currently serving on active duty in the grade of major. A review of the OPRs included in the applicant's record for the CY11A Board, reflect overall ratings of "meets standards."

The applicant has one nonselection to the grade of lieutenant colonel by the CY11A CSB.

The remaining relevant facts pertaining to this case are contained in the evaluations prepared by the appropriate offices of the Air Force and can be found at Exhibits B through E.

AIR FORCE EVALUATION:

AFPC/DPAPPO recommends disapproval of the applicant's request to change her Joint Reporting Duty Category on her OSB. DPAPPO states, the applicant's OSB reflected a joint tour which was accredited under the Joint Reporting Category as "Other JDA" credit. This is the correct nomenclature for officers that have served (or are serving) in a Joint Duty Assignment Listing. Additionally, Experience-Based Joint Credit (E-JDA) is not reflected on the OSB.

The applicant is correct, her Joint Duty History should reflect a start date of June 2008, versus June 2009; however, her Assignment History does reflect the correct start date and the "Assignment History" is visible to the promotion board as it is part of the OSB. The disconnect between the Joint Duty History and the Assignment History is not grounds for the applicant's record to meet a supplemental promotion board.

The complete DPAPPO evaluation is at Exhibit B.

AFPC/DPSIDR recommends denial of the applicant's request for award of a decoration for her service between March 2006 and June 2008. DPSIDR states, the applicant has made attempts to work with her chain of command to process a recommendation for a decoration with negative results. She has exhausted all administrative avenues and is now appealing to the AFBCMR for consideration. The applicant provided no signed recommendation; no proposed citation for which to base the actions for which she seeks award/relief, nor has she clarified the level of decoration for which she seeks.

The applicant's former reporting official, Lt Col R., states that he confirmed with the applicant's former commander and recommending authority, the original decoration submission had been recommended for downgrade from a Meritorious Service Medal (MSM) to an Air Force Commendation Medal (AFCM); however, the final decision was made by the approval authority not to pursue a recommendation for any decoration due to the applicant not having a current PT fitness score on file.

In accordance with (IAW) AFI 36-2803, *Air Force Awards and Decorations Program*, Chapter 2, paragraph 2.2: Recommendations for decorations should not be submitted in a token effort to "do something for your people." Recommending officials need to restrict recommendations to recognizing meritorious service, outstanding achievement, or acts of heroism that clearly place individuals above his or her peers. **No individual is automatically entitled to an award upon completion of an operational Temporary Duty (TDY) or departure for an assignment.** Do not establish preconditions for an award. Do not use military decorations for incentives or as prizes in contests. Evaluate all related facts regarding the service of any person before recommending or awarding a decoration.

The complete DPSIDR evaluation is at Exhibit C.

AFPC/DPSIM recommends disapproval of the applicant's request to have her fitness assessment System dated 19 Nov 08 removed from the Air Force Fitness Management System (AFFMS).

DPSIM states the applicant signed documentation that to the best of her knowledge all scores reflected her performance. The applicant was exempt from the pushup and crunches portion of the FA. She scored 25 points for abdominal circumference measurement of 31 inches. She completed the three-mile walk in 41:04 scoring 40.50 points. Her overall total points were 81.88 scoring a "Good" in the overall fitness category. The applicant's FA was conducted IAW AFI-10-248, *Air Force Fitness Program*.

The complete DPSIM evaluation, with attachment, is at Exhibit D.

AFPC/DPSOO recommends denial of the applicant's request for SSB consideration by the CY11A (P0511A) Lieutenant Colonel Central Selection Board (CSB) with the corrected OSB.

The complete DPSOO evaluation, with attachment, is at Exhibit E.

APPLICANT'S REVIEW OF AIR FORCE EVALUATION:

On 30 May 12, copies of the Air Force evaluations were forwarded to the applicant for review and comment within 30 days. As of this date, a response has not been received by this office (Exhibit F).

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 error or injustice regarding the applicant's request to be awarded a medal for her service between March 2006 and June 2008. The applicant contends she was on a medical waiver that required her to take the ERGO PT test, and because there were no qualified testers to administer the test before she PCS'd, her commander waived the requirement with the caveat she would test at her new unit. However, after completing her PT test, her commander denied her a PCS medal. After carefully reviewing the evidence in this case, and considering the opinion and recommendation of AFPC/DPSIDR, we are not persuaded the applicant has suffered from an error or an injustice. The decision to recommend an award is at the discretion of the awarding authority, individuals are not automatically entitled to a specific award upon completion of an assignment. Therefore, we believe the applicant has failed to sustain her burden of proving she has suffered either an error or injustice and recommend denial of this portion of her request.
4. Notwithstanding our recommendation above, we believe some relief is warranted. The applicant contends she was credited with 35.9 months of joint service between March 2003 and March 2006 via E-JDA that was not annotated on her OSB. Regarding this contention, the Joint Officer Management Office has indicated that E-JDA is not reflected on the OSB. The applicant also contends she was in a joint billet beginning in June 2008 not June 2009 as indicated in the Joint Duty History section on her OSB. The Joint Officer Management office confirms this and notes the correct date was reflected in the applicant's Assignment History and was visible to the Board. However, we believe the error on her OSB should be corrected and in the interest of justice that her corrected record be considered by the CY11A Lieutenant Colonel CSB, removing any doubt that she received full and fair consideration for promotion. Therefore, in order to provide fair and equitable relief and to preclude any possibility of an injustice, we recommend her records be corrected as indicated below.

THE BOARD RECOMMENDS THAT:

The pertinent military records of the Department of the Air Force relating to APPLICANT, be corrected to show that the Officer Selection Brief (OSB) prepared for the CY11A Lieutenant Colonel CSB be amended in the Joint Duty History "FROM" block to reflect "2008" rather than "2009."

It is further recommended that she be considered for promotion to the grade of lieutenant colonel by a Special Selection Board for the CY11B Lieutenant Colonel CSB with the above corrections to her record.

The following members of the Board considered AFBCMR Docket Number BC-2012-00611 in Executive Session on 5 Nov 12, under the provisions of AFI 36-2603:

Panel Chair
Member
Member

All members voted to correct the records, as recommended. The following documentary evidence was considered:

- Exhibit A. DD Forms 149, dated 12 Feb 12, w/atchs.
- Exhibit B. Letter, AFPC/DPAPPO, dated 30 Mar 12.
- Exhibit C. Letter, AFPC/DPSIDR, dated 18 Apr 12.
- Exhibit D. Letter, AFPC/DPSIM, dated 30 Apr 12, w/atc.
- Exhibit E. Letter, AFPC/DPSOO, dated 15 May 12, w/atc.
- Exhibit F. Letter, SAF/MRBR, dated 30 May 12.

Panel Chair