

RECORD OF PROCEEDINGS
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NUMBER: BC-2012-00914
COUNSEL: NONE
HEARING DESIRED: YES

APPLICANT REQUESTS THAT:

Remove her non-selections for promotion to the grade of major (O-4) from her records.

APPLICANT CONTENDS THAT:

She was in the Inactive Ready Reserves (IRR) when she met the first major's promotion board. Additionally, her records had many errors which prevented her from competing comparatively at the second promotion board. She began participating as a traditional reservist for 6 months when her Officer Performance Report (OPR) was due, but she did not receive one. Her AF Form 77, *Letter of Evaluation*, reflected she was a lieutenant colonel (O-5) when, in fact, she is a captain (O-3). She submitted her master's degree transcript a few months prior to the board convening; however, her records were not updated in time for the promotion board.

In support of her request, the applicant provides a letter of support.

Her complete submission, with attachment, is at Exhibit A.

STATEMENT OF FACTS:

The applicant was assigned to the IRR in the grade of captain and was discharged on 1 Oct 11 due to being twice passed over for promotion to the grade of major.

While the applicant was serving in the IRR, she was considered by the CY10 Line and Health Professions Nonparticipating Reserve Major Promotion Selection Board (W0410A, 1 Feb 10); however, she was not selected for promotion.

The applicant was considered for the CY11 Line and Health Professions Participating Reserve Major Promotion Selection Board (V0411A, 31 Jan 11); however, she was not selected for promotion.

AIR FORCE EVALUATION:

ARPC/DPB recommends denial of removing both non-selections for promotion. The applicant's Officer Selection Brief (OSB), dated 25 Jan 11, reflects no errors. In addition, the OSB is updated with both her master's and bachelor's degree. With regard to unit notification, the applicant's unit may not have checked the Air Force Promotion System (AFPROMS) to verify her promotion eligibility or provide her with a copy of the OSB. The applicant's letter of support states that her rating chain believed she was not qualified to meet a promotion board. Further, her OPR that was directed by headquarters that was required for the Jan 11 promotion board was not accomplished by her rating chain until Sep 11. Both promotion boards were conducted legally.

The complete ARPC/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 30 May 12 for review and comment within 30 days. 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 timely filed.
3. Sufficient relevant evidence has been presented to demonstrate the existence of error or injustice warranting corrective action. In this respect, we note the comments of the Air Force Reserve OPR (ARPC/DPB) that both promotion boards were conducted legally; however, it appears the applicant's unit did not verify her promotion eligibility thereby failing to provide her with proper notification and a copy of her Officer Preselection Brief. Consequently, the applicant was deprived of the opportunity to ensure her records were in proper order for promotion consideration. Therefore, we believe the applicant was the victim of an error and injustice and this matter should be

resolved in her favor. Consequently, we recommend her records be corrected as indicated below.

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 issues involved. Therefore, the request for a hearing is not favorably considered.

THE BOARD RECOMMENDS THAT:

The pertinent military records of the Department of the Air Force relating to APPLICANT be corrected to show that:

a. She was not considered for promotion to the Reserve grade of major by the W0410A and V0411A Major Promotion Selection Boards. Any non-selections for promotion to the Reserve grade of Major be removed from the Military Personnel Data System.

b. She was not discharged on 1 October 2011 from all appointments, rather she was retained in the Air Force Reserve with her original organization.

c. An Officer Performance Report (OPR) for the period of 20 November 2010 through 19 November 2011 be prepared with signature dates prior to 15 Jan 12.

d. Once the OPR for the 19 November 2011 is prepared and submitted, she be considered by a Special Selection Board (SSB) in lieu of meeting the CY12 Major Promotion Selection Board.

The following members of the Board considered AFBCMR Docket Number BC-2012-00914 in Executive Session on 31 Jul 12, under the provisions of AFI 36-2603:

All members voted to correct the records, as recommended. The following documentary evidence for Docket Number BC-2012-00914 was considered:

- Exhibit A. DD Form 149, dated 22 Feb 12, w/atchs.
- Exhibit B. Letter, ARPC/DPB, dated 8 May 12.
- Exhibit C. Letter, SAF/MRBR, dated 30 May 12.

Panel Chair