

RECORD OF PROCEEDINGS  
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NUMBER: BC-2012-01068

COUNSEL: NONE

HEARING DESIRED: NO

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APPLICANT REQUESTS THAT:

He be promoted to the grade/rank of technical sergeant (E6) with a date of rank (DOR) of 1 February 1967.

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APPLICANT CONTENDS THAT:

He was relieved from active duty and placed on the Temporary Disability Retired List (TDRL) on 31 October 1966. He believes that if he had been considered for promotion to technical sergeant he would have been selected for promotion. He is not sure he was considered for promotion.

The purpose of his application is to confirm that he was considered and selected for promotion to the grade of technical sergeant with a DOR of 1 February 1967.

In support of his request, the applicant provides a personal statement, a copy of his retirement order and his DD Form 214, *Armed Forces of the United States Report of Transfer or Discharge*.

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

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STATEMENT OF FACTS:

The applicant enlisted in the Regular Air Force on 17 April 1954. He was progressively promoted to the grade of staff sergeant with a date of rank of 1 June 1961. On 30 September 1966, he was placed on the TDRL. He was later found unqualified for the performance of military duties and placed on the Permanent Disability Retired List at the grade of staff sergeant, effective 4 June 1968.

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AIR FORCE EVALUATION:

AFPC/DPSOE recommends the application be time barred. Promotions during that time were made at the Major Command unless delegated to the Wing, Group or Squadron level. Promotion boards selected individuals based on the quotas received by HQ USAF within each career field. To be considered for promotion to E6, an individual must have 21 months time-in-grade, possess a 7-skill level and be recommended by the commander. These were the minimum requirements and did not guarantee promotion.

The promotion regulation at that (AFR 39-29, *Promotion of Airmen*) stated that airmen found to be unfit for further military service by the Secretary of the Air Force and being separated or retired for physical disability were ineligible for promotion. A review of the applicant's records reveals no official documents or orders promoting him to the rank of technical sergeant prior to his placement on the TDRL.

The complete DPSOE evaluation is at Exhibit C.

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APPLICANT'S REVIEW OF AIR FORCE EVALUATION:

A copy of the Air Force evaluation was forwarded to the applicant on 24 May 2012, for review and comment within 30 days (Exhibit D). As of this date, this office has received no response.

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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 injustice. The applicant's complete submission was thoroughly reviewed and his contentions duly noted. However, we note the applicant was placed on the Temporary Disability Retired List (TDRL) in the grade of staff sergeant. As such, upon placement on the TDRL, in accordance with the policy contained in AFR 39-29, *Promotion of Airmen*, Table 1, he was not eligible for promotion and would not have been considered for promotion to the grade of technical sergeant. We are not persuaded that the record raises issues of error or injustice which require resolution on the merits. Therefore, in the absence of evidence to the contrary, we find

no basis to recommend granting the relief sought in this application.

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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.

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The following members of the Board considered AFBCMR Docket Number BC-2012-01068 in Executive Session on 31 July 2012, under the provisions of AFI 36-2603:

Panel Chair  
Member  
Member

The following documentary evidence was considered:

- Exhibit A. DD Form 149, dated 22 Feb 12, w/atchs.
- Exhibit B. Applicant's Master Personnel Records.
- Exhibit C. Letter, AFPC/DPSOE, dated 9 May 12.
- Exhibit D. Letter, SAF/MRBR, dated 24 May 12.

Panel Chair