

RECORD OF PROCEEDINGS
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NUMBER: BC-2012-01118

COUNSEL: NONE

HEARING DESIRED: NO

APPLICANT REQUESTS THAT:

The Narrative Reason for Separation in Block 28 of his DD Form 214, *Certificate of Release or Discharge from Active Duty*, be updated to reflect he was considered for separation by a Selective Early Retirement Board (SERB) so he qualifies for the Housing Assistance Program (HAP).

APPLICANT CONTENDS THAT:

The HAP will consider program eligibility if there was a SERB in place during a member's final (retirement) PCS move, however, the HAP requires the SERB be mentioned in Block 28 of the DD Form 214 in order to be considered. In early 2008, there was a SERB in place. Lieutenant Colonels who were twice passed over for promotion to the grade of Colonel with over four years time-in-grade (TIG) could either volunteer to retire or have their records reviewed by a SERB. At that time he had been twice passed over to colonel and had five and a half years TIG, and his records were under review.

In support of his request, the applicant provides a copy of his DD Form 214.

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

STATEMENT OF FACTS:

The applicant initially entered active duty on 21 Mar 1999.

There was no SERB held in FY08 due to the relatively low number of separations needed to meet Air Force Force-Shaping Goals.

On 30 Sep 08, the applicant voluntarily retired in the rank of lieutenant colonel, was credited with 21 years, 11 months, and 6 days of active service for retirement, and was issued a DD Form

214 with a Narrative Reason for Separation in Block 28 of "Vol Retirement-Sufficient Service for Retirement."

The remaining relevant facts pertaining to this application are contained in the letter prepared by the Air Force office of primary responsibility, which is attached at Exhibit C.

AIR FORCE EVALUATION:

AFPC/DPSOR recommends denial, indicating there is no evidence of an error or injustice. The applicant contends HAP eligibility will be considered if a SERB was in place during final retirement, and his records were under review (by a SERB) as he was twice passed over for promotion to the grade of colonel. However, on 5 Nov 07, the member submitted a request for voluntary retirement, thus clearly intending to voluntarily retire. The only authorized Narrative Reason for Separation for the applicant's retirement is "Vol Retirement: Sufficient Service for Retirement."

A complete copy of the AFPC/DPSOR evaluation, with attachment, is at Exhibit C.

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, no response has been received by this office (Exhibit D).

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. We took notice of the applicant's complete submission in judging the merits of the case; however, we agree with the opinion and recommendation of the Air Force office of primary responsibility (OPR) and adopt their rationale as the basis for our conclusion the applicant has not been the victim of an error or injustice. Therefore, in the absence of evidence to the contrary, we find no basis upon which to recommend favorable action on this application.

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-2012-01118 in Executive Session on 18 Sep 12, under the provisions of AFI 36-2603:

Panel Chair
Member
Member

The following documentary evidence pertaining was considered:

- Exhibit A. DD Form 149, dated 12 Mar 12, w/atch.
- Exhibit B. Applicant's Master Personnel Records.
- Exhibit C. Letter, AFPC/DPSOR, dated 11 May 12, w/atch.
- Exhibit D. Letter, SAF/MRBR, dated 30 May 12.

Panel Chair