

RECORD OF PROCEEDINGS
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NUMBER: BC-2012-01411
COUNSEL: NONE
HEARING DESIRED: NO

APPLICANT REQUESTS THAT:

1. Her Fitness Assessments dated 6 Jul 11 and 27 Sep 11 be removed from the Air Force Fitness Management System (AFFMS).
2. The fitness portion of her Enlisted Performance Report (EPR), closing 17 Oct 11, be changed from "does not meet" to "exempt".

APPLICANT CONTENDS THAT:

She should not have been tested on all components of the FA test because she was waiting for her AF Form 422, *Notification of Air Force Member's Qualification Status*, to be accomplished.

Her AF Form 469, *Duty Limiting Condition Report*, dated 26 May 11 reflects she was exempt from performing push-ups, burpees, high impact, and jumping. The Health and Wellness Center (HAWC) failed to generate the AF Form 422. She experienced the same symptoms when she reported to take her FA test on 27 Sep 11; however, she could not get an appointment until the next day.

In support of her request, the applicant provides a personal statement, a letter of support from her commander, excerpts from her medical records, a copy of her AF Form 469, a copy of her AF Form 910, *Enlisted Performance Report (AB thru TSgt)*, and a copy of her fitness package.

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

STATEMENT OF FACTS:

The applicant is currently serving on active duty in the grade of airman first class.

The applicant's last five FA scores are as follows:

<u>DATE</u>	<u>SCORE</u>
22 Dec 10	UNSATISFACTORY
22 Mar 11	UNSATISFACTORY
* 6 Jul 11	UNSATISFACTORY
* 27 Sep 11	UNSATISFACTORY
31 Jan 12	SATISFACTORY

*Contested FA score.

The remaining relevant facts pertaining to this application are contained in the letters prepared by the appropriate offices of the Air Force, which are at Exhibit B and C.

AIR FORCE EVALUATION:

AFPC/DPSIM recommends denial of removing the FAs from her records and states the applicant was sent a request asking for additional documentation. Specifically, they asked for copies of AF Form 422, AF Form 109, and AF Form 469 or a memorandum from her primary care manager stating what her exemption should have been at that time; however, she failed to provide the requested documents.

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

AFPC/DPSID recommends denial of changing the fitness portion of her EPR and states that the applicant has not sufficiently proven any relevant need to change her rating from "Does Not Meet" to "Exempt" as reflected on her EPR, nor has she submitted the requested documents or a letter from her commander to show an injustice regarding the contested evaluation.

The complete DPSID evaluation is at Exhibit C.

APPLICANT'S REVIEW OF AIR FORCE EVALUATION:

Copies of the Air Force evaluations were forwarded to the applicant on 28 Aug 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. Insufficient relevant evidence has been presented to demonstrate the existence of error or injustice. After thoroughly reviewing the evidence of record and noting the applicant's contentions, we are not persuaded the contested FA is in error or unjust. The statement from the applicant's commander is noted; however, in the absence of corroborative medical evidence, i.e., AF Form 422, AF Form 109, AF Form 469 or a memorandum from her primary care manager stating what her exemption should have been at that time of the contested FAs, we find insufficient evidence to warrant disturbing the record. However, should the applicant provide such evidence, we would be willing to reconsider his request. Further, based on the foregoing and in the absence of any evidence the contested report is an inaccurate assessment of her assessment of her performance, we are not persuaded it is in error or unjust. Therefore, in view of the above and in the absence of evidence to the contrary, we find no basis to recommend granting the relief sought in this application.

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-2012-01411 in Executive Session on 18 Dec 12, under the provisions of AFI 36-2603:

The following documentary evidence was considered in AFBCMR Docket Number BC-2012-01411:

Exhibit A. DD Form 149, dated 11 Apr 12, w/atchs.

Exhibit B. Letter, AFPC/DPSIM, dated 27 Jun 12.
Exhibit C. Letter, AFPC/DPSID, dated 11 Aug 12.
Exhibit D. Letter, SAF/MRBR, dated 28 Aug 12.

Panel Chair

