

RECORD OF PROCEEDINGS
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NUMBER: BC-2012-01856
COUNSEL: NONE
HEARING DESIRED: NO

APPLICANT REQUESTS THAT:

He be allowed to transfer his Post-9/11 GI Bill benefits to his dependents.

APPLICANT CONTENDS THAT:

He was not informed of the Post 9/11 GI Bill Transfer of Education Benefits (TEB) program during his attendance at the Transition Assistance Program (TAP). He was unaware that an election must take place while still serving on active duty.

The applicant does not provide any evidence in support of his appeal.

The applicant's complete submission is at Exhibit A.

STATEMENT OF FACTS:

The applicant is a former member of the Regular Air Force who was released from active duty effective 31 July 2010, in the grade of technical sergeant (E-6), and retired effective 1 August 2010.

The remaining relevant facts, extracted from the applicant's military service records, are contained in the evaluation by the Air Force office of primary responsibility at Exhibit B.

AIR FORCE EVALUATION:

AFPC/DPSIT recommends denial. DPSIT states the applicant received pre-separation counseling on 6 May 2010. He indicated on his pre-separation form that he did not want counseling for education benefits prior to his retirement. There is no record of the applicant applying for the benefit in TEB or any Right Now Technologies records.

The complete DPSIT evaluation, with attachments, is at Exhibit B.

APPLICANT'S REVIEW OF AIR FORCE EVALUATION:

A copy of the Air Force evaluation was forwarded to the applicant on 25 June 2012, for review and comment within 30 days (Exhibit C). 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. 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 and adopt its 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 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-2012-01856 in Executive Session on 11 February 2013, under the provisions of AFI 36-2603:

, Panel Chair
, Member
, Member

The following documentary evidence was considered in connection with AFBCMR Docket Number BC-2012-01856:

- Exhibit A. DD Form 149, dated 22 May 12.
- Exhibit B. Letter, AFPC/DPSIT, dated 7 Jun 12, w/atchs.
- Exhibit C. Letter, SAF/MRBR, dated 25 Jun 12.

Acting Panel Chair