

RECORD OF PROCEEDINGS
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NUMBER: BC-2012-02389
COUNSEL: NONE
HEARING DESIRED: NO

APPLICANT REQUESTS THAT:

His Fitness Assessment (FA) dated 16 February 2011 and 21 July 2011 be removed from his records.

APPLICANT CONTENDS THAT:

During the FA test on 16 February 2011 he injured his left shoulder. He immediately saw his health care provider and was not issued a profile at that time. He was seen several times after that visit and was referred to an orthopedic surgeon. He had shoulder surgery on 12 October 2011.

In support of his request, the applicant provides copies of his AF Forms 469, *Duty Limiting Condition Report*.

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

STATEMENT OF FACTS:

The applicant is currently serving in the Regular Air Force in the grade of master sergeant.

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

<u>DATE</u>	<u>SCORE</u>
* 16 February 2011	UNSATISFACTORY
* 21 July 2011	UNSATISFACTORY
6 February 2012	UNSATISFACTORY
3 May 2012	UNSATISFACTORY
2 August 2012	UNSATISFACTORY
21 August 2012	UNSATISFACTORY
29 August 2012	UNSATISFACTORY
4 September 2012	UNSATISFACTORY
6 September 2012	UNSATISFACTORY

*Contested FA scores.

AIR FORCE EVALUATION:

AFPC/DPSIM recommends partial approval. DPSIM recommends the pushup component of the FA dated 21 July 2011 be updated to reflect exempt. Additionally, recommend the FA dated 16 February 2011 is not deleted from AFFMS. DPSIM states the applicant provided an AF Form 469 dated 13 July 2011 stating no push/pull > 40 pounds with upper extremity and no repetitive bending of the waist. The applicant did not provide documentation to show sufficient evidence that the 16 February 2011 fitness assessment was unjust.

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

APPLICANT'S REVIEW OF AIR FORCE EVALUATION:

On 1 October 2012, a copy of the Air Force evaluation was forwarded to the applicant for review and response within 30 days (Exhibit C). As of this date, no response has been received by this office.

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 an error or injustice warranting partial relief. We believe the documentation provided by the applicant provides a reasonable basis to conclude the applicant should have been "exempt" from performing the push-up portion of the FA test dated 21 July 2011. However, the FA test dated 16 February 2011, the applicant has not provided sufficient evidence that the assessment was unjust. Therefore, 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 that only the push-up component of the FA test dated 21 July 2011 be corrected. Therefore, we recommend that the records be corrected as indicated below.
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THE BOARD RECOMMENDS THAT:

The pertinent military records of the Department of the Air Force relating to APPLICANT be corrected to show that the push-up component of the Fitness Assessment dated 21 July 2011 be amended to reflect "exempt" in the Air Force Fitness Management System.

The following members of the Board considered AFBCMR Docket Number BC-2012-02389 in Executive Session on 10 January 2013, under the provisions of AFI 36-2603:

All members voted to correct the records, as recommended. The following documentary evidence pertaining to AFBCMR Docket Number BC-2012-02389 was considered:

- Exhibit A. DD Form 149, dated 30 January 2012, w/atchs.
- Exhibit B. Letter, AFPC/DPSIM, dated 20 September 2012, w/atchs.
- Exhibit C. Letter, SAF/MRBR, dated 1 October 2012.