RECORD OF PROCEEDINGS AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF: DOCKET NUMBER: BC-2012-02952

COUNSEL: NONE

HEARING DESIRED: NO

APPLICANT REQUESTS THAT:

His second deferral for promotion to the grade of major be removed from his records and he receive supplemental promotion consideration.

APPLICANT CONTENDS THAT:

He was unaware of his first deferral for promotion. He believes it may have occurred during his Individual Ready Reserve (IRR) status from September 2004 to May 2010. He would like another opportunity for promotion consideration.

In support of his request, the applicant provides his second deferral for promotion notification letter.

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

STATEMENT OF FACTS:

The applicant is a former member of the Air Force Reserves. Documentation provided by the applicant shows that on 14 March 2012, he was notified of his second deferral for promotion and his mandatory separation date. He was honorably discharged from the Reserves on 1 October 2012 in the grade of captain.

AIR FORCE EVALUATION:

ARPC/PB recommends denial. The applicant was assigned to the IRR when he was considered and not selected for promotion by the CY2010 Line and Health Professions Non-Participating Reserve Major Promotion Board. Members of the IRR are part of the Reserve Active Status List (RASL), and by law, must be considered for promotion.

On 2 August 2010, the applicant obtained a participating assignment and was again part of the RASL. He had to stay on the RASL for one year following his assignment to be eligible for promotion consideration. He was considered and not selected by the CY2012 Line and Non-line Promotion Selection Board. As a result of his second nonselection, his mandatory separation date of 1 October 2012 was established.

A review of his record reveals there were no errors at the time it was reviewed by each promotion board. No information was provided to the board that would identify him, or any other member meeting the board as in-the-promotion-zone or above-the-promotion-zone. Promotion is a competitive process. Board members use the "whole person concept" in reviewing the entire Officer Selection Record. A promotion board is the sole recommending authority, and no feedback is provided by the board to explain why a member is not recommended to the next higher grade.

There were no errors in the record as it met the boards. He has provided no evidence that the board's recommendations were unfair or unjust.

The complete PB evaluation is at Exhibit C.

APPLICANT'S REVIEW OF AIR FORCE EVALUATION:

A copy of the Air Force evaluation was forwarded to the applicant on 7 August 2012 for review and comment within 30 days. As of this date, this office has received no response (Exhibit D).

THE BOARD CONCLUDES THAT:

- 1. The applicant has exhausted all remedies provided by existing law or regulations.
- 2. The application was timely filed.
- Insufficient relevant evidence has been presented the existence of demonstrate error or injustice. After thoroughly reviewing the evidence of record and the applicant's complete submission, we are not persuaded that the record should be changed. The applicant's contentions are duly noted; however, he has not provided persuasive evidence to override the rationale provided by the Air Force office of primary responsibility (OPR). Therefore, we agree with the opinion and recommendation of the OPR and adopt its rationale as the basis for our conclusion that the applicant has not been the victim of an error or injustice. In the absence of persuasive 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 an 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 BC-2012-02952 in Executive Session on 12 February 2013, under the provisions of AFI 36-2603:

- , Panel Chair
- , Member
- , Member

The following documentary evidence was considered:

Exhibit A. DD Form 149, dated 19 Jun 12, w/atch.

Exhibit B. Applicant's Master Personnel Record.

Exhibit C. Letter, ARPC/PB, dated 7 Aug 12.

Exhibit D. Letter, SAF/MRBR, dated 7 Aug 12.

Panel Chair