

RECORD OF PROCEEDINGS
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS JUL 27 1998

IN THE MATTER OF:

DOCKET NUMBER: 98-00187

COUNSEL: NONE

HEARING DESIRED: NO

APPLICANT REQUESTS THAT:

He receive a constructive reenlistment to be eligible for a five year, ten months Selective Reenlistment Bonus (SRB).

APPLICANT CONTENDS THAT:

The reasons the applicant believes the records to be in error or unjust and the evidence submitted in support of the appeal are at Exhibit A.

STATEMENT OF FACTS:

The relevant facts pertaining to this application, extracted from the applicant's military records, are contained in the letter prepared by the appropriate office of the Air Force Office of Primary Responsibility (OPR). Accordingly, there is no need to recite these facts in this Record of Proceedings.

AIR FORCE EVALUATION:

The Chief, Skills Management Branch, HQ AFPC/DPPAE, reviewed the application and states that although miscounseling was confirmed by the MPF, with regard to applicant's eligibility for the SRB he is requesting, the applicant was still not entitled to a full six-year SRB based on three extensions of enlistment. Furthermore, the applicant's window for Zone B eligibility terminated at the ten-year point (16 Dec 97) and delaying his reenlistment beyond this time frame would have rendered him ineligible for an SRB. If partial relief is granted, they recommend the 1 October 1997 reenlistment be canceled and a constructive reenlistment should be granted effective 16 December 1997.

A complete copy of the Air Force evaluation is attached at Exhibit C.

APPLICANT'S REVIEW OF AIR FORCE EVALUATION:

A copy of the Air Force evaluation was forwarded to the applicant on 16 March 1998 for review and response within 30 days. 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 probable error or injustice warranting partial relief. The applicant states that he was briefed by his Military Personnel Flight (MPF) several months before his reenlistment that if he reenlisted, his Selective Reenlistment Bonus (SRB) would be paid in full minus two months. Applicant then reenlisted on 1 October 1997. However, he was later informed that he was not entitled to a full SRB based on three extensions of enlistment and that his window for Zone B eligibility terminated at the ten-year point (16 December 1997). It appears that the applicant was miscounseled, which was confirmed by the MPF, with regard to his SRB entitlement. HQ AFPC/DPPAE states that if partial relief is granted, because of the applicant being miscounseled, he would need a constructive reenlistment and be entitled to receive an SRB Zone B, Multiple 1 ½, payable for four years and four months. In view of the miscounseling the applicant received, and to remove any possibility of an injustice to the applicant, we agree with the HQ AFPC/DPPAE recommendation for partial relief. Applicant's request for a full SRB entitlement is not favorably considered in view of the obligated service he already has based on an original separation date. Therefore, we recommend his records be corrected to the extent indicated below.

THE BOARD RECOMMENDS THAT:

The pertinent military records of the Department of the Air Force relating to APPLICANT, be corrected to show that he was honorably discharged on 15 December 1997, rather than 30 September 1997, and reenlisted in the Regular Air Force on 16 December 1997, rather than 1 October 1997, for a period of six years with

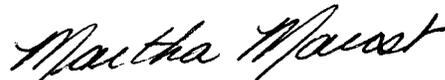
entitlement to a Zone B, Multiple 1 and 1/2 Selective Reenlistment Bonus (SRB) payable for four years and four months.

The following members of the Board considered this application in Executive Session on 23 July 1998, under the provisions of AFI 36-2603:

Ms. Martha Maust, Panel Chair
Mr. Kenneth L. Reinertson, Member
Mr. Robert W. Zook, Member

All members voted to correct the records, as recommended. The following documentary evidence was considered:

- Exhibit A. DD Form 149, dated 15 Jan 98, w/atchs.
- Exhibit B. Applicant's Master Personnel Records.
- Exhibit C. Letter, HQ AFPC/DPPAE, dated 26 Feb 98.
- Exhibit D. Letter, AFBCMR, dated 16 Mar 98.


MARTHA MAUST'
Panel Chair



DEPARTMENT OF THE AIR FORCE
WASHINGTON, DC

JUL 27 1998

Office of the Assistant Secretary

AFBCMR 98-00187

MEMORANDUM FOR THE CHIEF OF STAFF

Having received and considered the recommendation of the Air Force Board for Correction of Military Records and under the authority of Section 1552, Title 10, United States Code (70A Stat 116), it is directed that:

The pertinent military records of the Department of the Air Force relating to [REDACTED] be corrected to show that he was honorably discharged on 15 December 1997, rather than 30 September 1997, and reenlisted in the Regular Air Force on 16 December 1997, rather than 1 October 1997, for a period of six years with entitlement to a Zone B, Multiple 1 and 1/2 Selective Reenlistment Bonus (SRB) payable for four years and four months.


JOE G. LINEBERGER
Director
Air Force Review Boards Agency



DEPARTMENT OF THE AIR FORCE
HEADQUARTERS AIR FORCE PERSONNEL CENTER
RANDOLPH AIR FORCE BASE TEXAS

26 FEB 1998

MEMORANDUM FOR THE AFBCMR

FROM: HQ AFPC/DPPAE
550 C Street West Ste 10
Randolph AFB TX 781 50-4712

SUBJECT: Application for Correction of Military Records
[REDACTED]

The applicant is requesting restitution of Selective Reenlistment Bonus (SRB) payment.

On 1 Oct 97, the applicant reenlisted for **six years** and collected **an SRB of Zone B**, multiple 1 ½. Based upon a separation date of 23 Jul 99, twenty-one months of obligated service were subtracted. The applicant contends that no mention **was** made by the Military Personnel Flight (MPF) **regarding loss of** obligated service. **Although** miscounseling was **confirmed** by the **MPF**, the applicant **was still** not entitled to a full SRB based **on** three extensions **of** enlistment. Furthermore, **the** applicant's **window** for Zone **B** eligibility terminated at the 10 year point (16 Dec 97) and delaying his reenlistment beyond this time frame would have rendered him ineligible for an SRB. **As** such, we recommend denial of the request. If partial relief is **granted**, we recommend **the** 1 Oct 97 reenlistment be cancelled **and** a constructive reenlistment should be **granted** effective 16 Dec 97 (last day of Zone B eligibility) for **six** years. The AF Form 901, Reenlistment Eligibility Annex to DD Form 4, Section III(D) **should** reflect **an** SRB Zone **B**, Mult 1 ½, payable for **four** years and four **months**. The applicant is not entitled **to** the full **six** years due to obligated service he already **has** based on **an original** separation date of 23 Jul 99. The applicant was contacted on 26 Feb 98 and agreed to **this** option if restitution of the full SRB entitlement was disapproved.


C. RAMLOGAN, CMSgt, USAF
Chief, Skills Management Branch
Directorate of Personnel Program Mgmt

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