

JUL 24 1998

RECORD OF PROCEEDINGS
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NO: 98-00643

COUNSEL: NONE

HEARING DESIRED: NO

[REDACTED]

[REDACTED]

Applicant requests that he be paid for accrued leave not verified on his DD Form 214. Applicant's submission is at Exhibit A.

The appropriate Air Force office evaluated applicant's request and provided an advisory opinion to the Board recommending the application be denied (Exhibit C). The advisory opinion was forwarded to the applicant for review and response (Exhibit D). As of this date, no response has been received by this office.

After careful consideration of applicant's request and the available evidence of record, we find insufficient evidence of error or injustice to warrant corrective action. The facts and opinions stated in the advisory opinion appear to be based on the evidence of record and have not been rebutted by applicant. Absent persuasive evidence applicant was denied rights to which entitled, appropriate regulations were not followed, or appropriate standards were not applied, we find no basis to disturb the existing record.

Accordingly, applicant's request is denied.

The Board staff is directed to inform applicant of this decision. Applicant should also be informed that this decision is final and will only be reconsidered upon the presentation of new relevant evidence which was not reasonably available at the time the application was filed.

Members of the Board Mr. David W. Mulgrew, Mr. Joseph G. Diamond, and Mr. Terry A. Yonkers considered this application on 21 July 1998 in accordance with the provisions of Air Force Instruction 36-2603, and the governing statute, 10, U.S.C. 1552..


DAVID W. MULGREW
Panel Chair

Exhibits:

- A. Applicant's DD Form 149
- B. Available Master Personnel Records
- C. Advisory Opinion
- D. SAF/MIBR Ltr Forwarding Advisory Opinion



DEFENSE FINANCE AND ACCOUNTING SERVICE
DENVER CENTER
6760 E. IRVINGTON PLACE
DENVER, COLORADO 80279

DFAS-DE/FYCC

APR 14 1998

MEMORANDUM FOR AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS
ATTN: AFBCMR

SUBJECT: Application for Correction of Military Records

We examined the application for correction of military records for [REDACTED], Account Number [REDACTED]. Since we are unable to take action to administratively provide the relief sought, we are forwarding it for your consideration.

The applicant is requesting that he be paid for accrued leave not verified in item 30 of his DD Form 214. The applicant claims that he did not take this leave and did not receive payment for accrued leave when he separated from the Air Force on May 6, 1968. The applicant did not file a timely request.

Military pay records for the applicant no longer exist. Ordinarily, proof of the validity of a claim can be found in government records. However, in situations such as this, records are no longer available to prove or disprove whether the applicant was paid the 19 days of accrued leave.

DD Form 215 dated March 21, 1969, corrects his DD Form 214 to show that in item 26b he was paid 19 days accrued leave. In addition, "Item 26b Contd: Leave not verified," was deleted from item 30 of the DD Form 214. Considering this information, we find there has not been an error or injustice. We recommend denial of the applicant's request.

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Our address is DFAS-DE/FYCC, 6760 East Irvington Place,
Denver, Colorado 80279-7100. Our point of contact is Rick Rose
and he may be reached at DSN 926-4789, or (303) 676-4789.



Diana E. Settelmeyer
Chief, Claims Branch
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Management