

JUL 24 1998

RECORD OF PROCEEDINGS
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NO: 97-03239

COUNSEL: None

HEARING DESIRED: No

Applicant requests her entry level separation be changed to an honorable discharge. Applicant's submission is at Exhibit A.

The appropriate Air Force offices evaluated applicant's request and provided advisory opinions to the Board recommending the application be denied (Exhibit C). The advisory opinions were forwarded to the applicant for review and response (Exhibit D). Applicant's response to the advisory opinions is at Exhibit E.

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 opinions appear to be based on the evidence of record and have not been adequately 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 Ms. Martha Maust, Mr. Robert W. Zook, and Mr. Kenneth L. Reinertson considered this application on 23 July 1998 in accordance with the provisions of Air Force Instruction 36-2603 and the governing statute, 10 U.S.C. 1552.


MARTHA MAUST
Panel Chair

Exhibits:

- A. Applicant's DD Form 149
- B. Available Master Personnel Records
- C. Advisory Opinions
- D. AFBCMR Ltr Forwarding Advisory Opinions
- E. Applicant's Response

7 January 1998

MEMORANDUM FOR AFBCMR

FROM: BCMR Medical Consultant
1535 Command Drive, EE Wing, 3rd Floor
Andrews AFB MD 20762-7002

SUBJECT: Application for Correction of Military Records
[REDACTED]

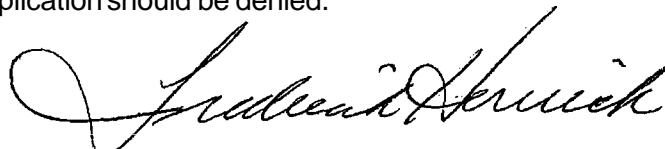
Applicant's entire case file has been reviewed and is forwarded with the following findings, conclusions and recommendations.

REQUESTED ACTION: The applicant received an entry level separation under the provisions of AFI 36-3208, Chap 5, Section C, para 5.14, Erroneous Enlistment on 25 Sep 97 after 4 months and 12 days on active duty, receiving an uncharacterized service record. She applies requesting *an* honorable discharge.

FACTS: The records indicate the applicant was found unfit for enlistment or induction under provisions of AFI 48-123 and separated because of symptomatic pes planus (flat feet) which had been noted *at* the time of her induction physical examination and reported *as* asymptomatic. She had difficulties with leg and foot pain through basic training and after assignment to the security force training which led to a recommendation for transfer to another career field but which resulted in her separation. She *was given* the option of reenlisting if the underlying problem could be resolved and her capabilities proven for physical endurance as required by training manuals. Action and disposition in this case are proper and reflect compliance with Air Force directives which implement the law.

DISCUSSION: Individuals are considered in an entry level status for the first 6 months of service and any separation which occurs during this period of time will receive an "uncharacterized entry level separation." This *is* precisely what happened in the applicant's case. Evidence of record establishes beyond all reasonable doubt that the applicant's condition preexisted her entry to the Air Force and that her uncharacterized entry level separation during the first 6 months was proper, and that no error or injustice occurred in this case.

RECOMMENDATION: The Medical Consultant is of the opinion that *no* change in the records is warranted and the application should be denied.



FREDERICK W. HORNICK, Col., USAF, MC, FS
Chief Medical Consultant, AFBCMR
Medical Advisor SAF Personnel Council



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

FEB 20 1998

MEMORANDUM FOR AFBCMR

FROM: HQ AFPC/DPPRS
550 C Street West Ste 11
Randolph AFB TX 78150-4713

SUBJECT: Application for Correction of Military Records - [REDACTED]

The applicant, while serving in the grade of airman first class, was separated from the Air Force 25 Sep 97 under the provisions of AFI 36-3208 (Entry level Separation/Failed Medical Procurement Standards) with an uncharacterized discharge. She served 04 months and 12 days total active service.

Requested Action. The applicant is requesting a change in her discharge to honorable.

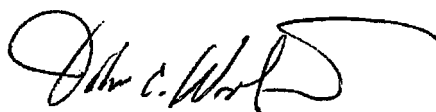
Basis for Reauest. Applicant claims she was separated for a stress fracture that was never concretely proven and that is completely healed now and she would like an honorable discharge. The advisory provided by the BCMR Medical Consultant, 07 Jan 98, gives applicant's medical condition. This advisory addresses **only** the discharge processing in the case.

Facts. The applicant was notified by her commander on 18 Sep 97, that discharge action had been initiated against her for erroneous enlistment. The commander advised that the discharge action was being taken because a Medical Evaluation Board had met on 13 Aug 97, and found that she did not meet the minimum medical standards to join the Air Force because of Class C Pes Planus, bilateral which existed prior to service, and was interfering with training. The commander advised that if his recommendation is approved, her discharged would be described at entry level and she would be ineligible for reenlistment in the Air Force. She was advised she had a right to consult counsel and the right to submit statements in her own behalf Applicant did not submit statements and waived her right to military counsel. The discharge case was reviewed by the base legal office and was found to be legally sufficient to support separation. On 19 Sep 97, the discharge authority approved the Entry Level Separation. Airmen are given an uncharacterized service characterization when separation action is initiated against them in the first 180 days of continuous active service, and the separation is described as entry level separation.

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Discussion. **This** case has been reviewed for separation processing and there **are** no errors or irregularities causing an injustice to the applicant. The discharge complies with directives in effect at the time of her discharge. The records indicate member's military service was reviewed and appropriate action was taken.

Recommendation. Applicant did not identify **any** specific errors in **the** discharge processing nor provide facts which warrant a change in the character of separation she received. Accordingly, we recommend applicant's request **be** denied. She **has** filed a timely request.



JOHN C. WOOTEN, **GS-9**
Military Personnel Mgmt Spec
Separations Branch
Dir of Personnel Program Management