

RECORD OF PROCEEDINGS
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NUMBER: 98-00218

JUN 18 1998

HEARING DESIRED: NO

Applicant requests his 1 August 1980 bad conduct discharge be upgraded to general (under honorable conditions). Applicant's submission is at Exhibit A.

On 24 May 1988, the Air Force Discharge Review Board (AFDRB) considered and denied applicant's request for upgrade of his bad conduct discharge to honorable. A copy of AFDRB Hearing Record is attached at Exhibit C.

On 20 March 1998, the AFBCMR invited the applicant to submit information pertaining to his activities since leaving the service (Exhibit D). As of this date, no response has been received by this office.

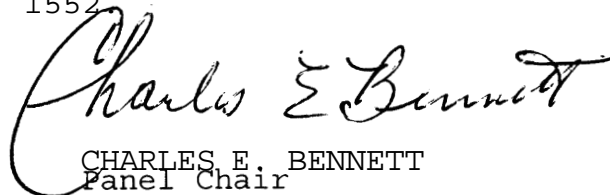
Pursuant to the Board's request, the Federal Bureau of Investigation, Clarksburg, WV, provided a copy of an investigation report, which is attached at Exhibit E.

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 AFDRB Examiner's Brief 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 Messrs. Charles E. Bennett, John T. Dorsett, and Steven A. Shaw considered this application on 18 June 1998 in accordance with the provisions of Air Force Instruction 36-2603 and the governing statute, 10 U.S.C. 1552.


CHARLES E. BENNETT
Panel Chair

Exhibits:

- A. Applicant's DD Form 149
- B. Available Master Personnel Records
- C. AFDRB Hearing Record
- D. AFBCMR Ltr to Applicant, dtd 20 Mar 98
- E. FBI Report of Investigation