

RECORD OF PROCEEDINGS  
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NUMBER: BC-2007-00092  
COUNSEL: NONE  
HEARING DESIRED: YES

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APPLICANT REQUESTS THAT:

His reentry (RE) code of 2Q, which denotes "personnel medically retired or discharged", be changed to one which will allow him to reenlist in the military.

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APPLICANT CONTENDS THAT:

1. His condition (dizziness of an unknown etiology) which caused his medical discharge no longer exists and does not hinder him in anyway.

2. He loves the military way of life and wants another opportunity to serve his country. The experience he has gained since leaving would be a great asset to the military.

In support of his request, the applicant provides copies of extracts from his Department of Veterans Affairs Rating Decision(s).

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

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STATEMENT OF FACTS:

On 6 Sep 00, the applicant enlisted in the Regular Air Force.

On 15 Jul 03, the applicant was referred to an Informal Physical Evaluation Board (IPEB) for chronic dizziness. The IPEB recommended he be discharged with severance pay with a disability rating of 10 percent.

On 21 Jul 03, the applicant concurred with the findings and recommended disposition of the IPEB and waived his right to a formal PEB. The Secretary of the Air Force approved the findings and directed the applicant be discharged from active service for physical disability under the provisions of 10 USC, 1203, with severance pay computed under section 1212.

On 29 Sep 03, the applicant was honorably discharged from the Air Force. He served 3 years, zero (0) months and 24 days of total active service.

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AIR FORCE EVALUATION:

HQ AFPC/DPSD recommends denial of the applicant's request to change his RE code. DPSD states the IPEB reviewed the narrative summary that noted "member related having similar symptoms that developed after sustaining a concussion in high school while playing hockey. However, those symptoms resolved after several months and did not recur until approximately Oct 02. At this time, he began to have episodic true vertigo that occurred up to five times daily without any associated warning because of the episodic and unpredictable dizziness the patient curtailed driving and was placed on a profile limiting from the primary care manager (PCM) limiting driving of government vehicles." In addition, the applicant's letter to the IPEB noted he would rather be discharged than sit behind a desk.

DPSD states the preponderance of evidence reflects that no error or injustice occurred during the applicant's disability processing.

The complete DPSD evaluation is at Exhibit C.

HA AFPC/DPSOA recommends denial. DPSOA states the applicant's RE code is correct per AFI 36-2606, *Reenlistments in the United States Air Force*, chapter 3, based on his disability discharge.

The complete DPSOA evaluation is at Exhibit D.

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APPLICANT'S REVIEW OF AIR FORCE EVALUATION:

Copies of the Air Force evaluations were forwarded to the applicant on 8 Apr 11, for review and comment within 30 days (Exhibit E). As of this date, this office has not received a response.

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THE BOARD CONCLUDES THAT:

1. The applicant has exhausted all remedies provided by existing law or regulations.
2. The application was not timely filed; however, it is in the interest of justice to excuse the failure to timely file.

3. Insufficient relevant evidence has been presented to demonstrate the existence of an error or injustice. We took notice of the applicant's complete submission in judging the merits of the case; however, we agree with the opinions and recommendations of the Air Force offices of primary responsibility and adopt their rationale as the basis for our conclusion that the applicant has not been the victim of an error or injustice. No evidence has been presented which would lead us to believe his RE code 2Q was not appropriately assigned or did not accurately reflect the circumstances of his medical discharge. Therefore, in the absence of sufficient evidence to the contrary, we find no basis to recommend granting the relief sought in this application.

4. The applicant's case is adequately documented and it has not been shown that a personal appearance with or without counsel will materially add to our understanding of the issues involved. Therefore, the request for a hearing is not favorably considered.

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THE BOARD DETERMINES THAT:

The applicant be notified that the evidence presented did not demonstrate the existence of material 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.

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The following members of the Board considered AFBCMR Docket Number BC-2007-00092 in Executive Session on 23 Aug 11, under the provisions of AFI 36-2603:

Panel Chair  
Member  
Member

The following documentary evidence pertaining to AFBCMR Docket Number BC-2007-00092 was considered:

- Exhibit A. DD Form 149, dated 7 December 2010, w/atch.
- Exhibit B. Applicant's Master Personnel Records.
- Exhibit C. HQ AFPC/DPSD, Letter, dated 31 January 11.
- Exhibit D. HQ AFPC/DPSOA, Letter, dated 11 Feb 11.
- Exhibit E. SAF/MRBR, Letter, dated 8 Apr 11.

Panel Chair