

RECORD OF PROCEEDINGS
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NUMBER: BC-2012-00019
COUNSEL: NONE
HEARING DESIRED: NO

APPLICANT REQUESTS THAT:

Her narrative reason for separation, *Fraudulent Entry Into Military Service*, be removed from her DD Form 214, *Certificate of Release or Discharge from Active Duty*.

APPLICANT CONTENDS THAT:

She never had surgery prior to her enlistment.

In support of the applicant's appeal, she provides a copy of her DD Form 214.

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

STATEMENT OF FACTS:

The applicant enlisted in the Regular Air Force on 29 August 2011.

The applicant was notified by her commander of his intent to recommend that she be discharged from the Air Force under the provisions of AFD 36-32 and AFI 36-3208. The specific reason was she intentionally concealed a prior to service medical condition, which if revealed, could have resulted in rejection of her enlistment. The Air Force discovered she had patellofemoral syndrome. This medical condition could have rendered her ineligible to enlist in the Air Force.

She was advised of her rights in this matter and elected not to consult with counsel and not to submit a statement on her own behalf. The discharge authority concurred with the recommendation and directed an entry level separation. The applicant was discharged on 6 October 2011.

AIR FORCE EVALUATION:

AFPC/DPSOS recommends denial. DPSOS states the applicant intentionally withheld a medical condition. Specifically, the applicant had a history of patellofemoral syndrome which she failed to disclose on her pre-enlistment documents. Based upon the applicant's failure to disclose her prior service medical condition, her commander recommended discharge from the Air Force for fraudulent entry with an entry level separation. The applicant states she started having knee problems about two years ago after injuring herself during track practice. The applicant also states she did not disclose her condition to MEPS because she thought she would be able to complete training. Therefore, by the applicant's own admission, the fraudulent enlistment was the correct basis for discharge.

The DPSOS complete evaluation is at Exhibit C.

APPLICANT'S REVIEW OF AIR FORCE EVALUATION:

On 27 March 2012, a copy of the Air Force evaluation was forwarded to the applicant for review and response within 30 days (Exhibit D). 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. Insufficient relevant evidence has been presented to demonstrate the existence of an error or injustice. The applicant's contentions are duly noted; however, we agree with the opinion and recommendation of the Air Force office of primary responsibility and adopt its rationale as the basis for our conclusion that the applicant has not been the victim of an error or injustice. Therefore, in the absence of evidence to the contrary, we find no basis to recommend granting the relief sought in this application.

THE BOARD DETERMINES THAT:

The applicant be notified the evidence presented did not demonstrate the existence of an error or injustice; the application was denied without a personal appearance; and the application will only be reconsidered upon the submission of newly discovered relevant evidence not considered with this application.

The following members of the Board considered AFBCMR Docket Number BC-2012-00019 in Executive Session on 19 June 2012, under the provisions of AFI 36-2603:

The following documentary evidence pertaining to AFBCMR Docket Number BC-2012-00019 was considered:

- Exhibit A. DD Form 149, dated 8 December 2011, w/atch.
- Exhibit B. Applicant's Master Personnel Records.
- Exhibit C. Letter, AFPC/DPSOS, dated 22 February 2012.
- Exhibit D. Letter, SAF/MRBR, dated 27 March 2012.