

RECORD OF PROCEEDINGS
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NUMBER: BC-2012-00192
COUNSEL: NONE
HEARING DESIRED: NO

APPLICANT REQUESTS THAT:

His reentry (RE) code of "4A" (Separated for Hardship or Dependency Reasons) be changed to a "1" series RE code which would allow him to reenlist.

APPLICANT CONTENDS THAT:

In 2008, he requested an early separation from the Air Force due to the hardships (unstable mental health condition and drug addiction) involved with his spouse and to care for his two small children. Due to the divorce from his spouse, he desires to reenlist.

In support of the applicant's appeal, he provides a personal statement and documents extracted from his military personnel records.

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

STATEMENT OF FACTS:

The applicant enlisted in the Regular Air Force on 3 June 2003.

In 2008, the applicant applied for a hardship discharge due to his spouse being diagnosed with mental health issues and to care for his two children. In November 2008, the commander approved his request.

On 29 November 2008, the applicant was honorably discharged in the grade of senior airman under the provisions of AFI 36-3208. He served a total of 5 years, 5 months and 27 days on active duty.

AIR FORCE EVALUATION:

AFPC/DPSOA recommends denial. DPSOA states the RE code "4A" identifies members who separate under hardship or dependency provisions. The Air Force intended to identify these members as separating by hardship (reference themselves or dependents). DPSOA understands an individual's health may change or circumstances may cease to exist completely, however, a review of the circumstances by recruiting services to make an educated decision through the waiver process would be more appropriate than circumventing the reason for the RE code. Each service determines what conditions they will and will not waive.

There is no evidence of an error or injustice. RE code "4A" is the appropriate RE code and is required per AFI 36-2606.

The DPSOA 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 comment within 30 days (Exhibit D). As of this date, this office has received no response.

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. After a thorough review of the evidence of record, it is our opinion that given the circumstances surrounding his separation from the Air Force, the RE code assigned was proper and in compliance with the appropriate instructions. In addition, the applicant has not provided any evidence which would lead us to believe that a change to his RE code to allow him to reenlist is warranted. Therefore, we agree with 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. 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-2012-00192 in Executive Session on 28 June 2012, under the provisions of AFI 36-2603:

The following documentary evidence pertaining to AFBCMR Docket Number BC-2012-00192 was considered:

- Exhibit A. DD Form 149, dated 27 September 2011, w/atchs.
- Exhibit B. Applicant's Master Personnel Records.
- Exhibit C. Letter, AFPC/DPSOA, dated 7 March 2012.
- Exhibit D. Letter, SAF/MRBR, dated 27 March 2012.