

RECORD OF PROCEEDINGS  
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NUMBER: BC-2012-01162

COUNSEL: NONE

HEARING DESIRED: NO

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APPLICANT REQUESTS THAT:

Her general (under honorable conditions) discharge be upgraded to honorable.

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APPLICANT CONTENDS THAT:

She was told that her discharge would turn into an honorable discharge after 6 months of being separated. She is still being denied educational benefits because of her discharge.

In support of her request, the applicant submits a certificate of service and her DD Form 214, *Certificate of Release or Discharge from Active Duty*.

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

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STATEMENT OF FACTS:

The applicant enlisted in the Regular Air Force on 7 December 1984. On 26 October 1987, the applicant was notified of her commander's intent to discharge her from the Air Force for unsatisfactory performance. Specifically, the applicant received two Article 15's, two Letters of Reprimand and two records of counseling for financial matters. The applicant acknowledged her right to counsel, to submit matters and to a hearing before an administrative discharge board. She consulted counsel and waived her right to submit matters and to a hearing before a discharge board.

On 13 November 1987, the staff judge advocate found the discharge legally sufficient. On 18 November 1987, the commander directed the applicant be separated with a general (under honorable conditions) discharge. She was credited with 2 years, 11 months and 13 days of active duty service.

Pursuant to the Board's request, the Federal Bureau of Investigation, Clarksburg, West Virginia provided a copy of an investigation report (Exhibit C).

On 18 July 2012, the FBI investigation and a request for post-service information were forwarded to the applicant for response within 30 days. As of this date, no response has been received by this office (Exhibit D).

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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 error or injustice. We took notice of the applicant's complete submission in judging the merits of the case; however, we find no evidence of an error or injustice that occurred during the discharge process. Based on the available evidence of record, it appears the discharge was consistent with the substantive requirements of the discharge regulation and within the commander's discretionary authority. The applicant has provided no evidence, which would lead us to believe the characterization of the service was contrary to the provisions of the governing regulation, or unduly harsh. In the interest of justice we considered upgrading the discharge based on clemency; however, there was no evidence submitted to compel us to recommend granting the relief sought on that basis. Therefore, in the absence of evidence to the contrary, we find no basis upon which to recommend granting the relief sought.

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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-2012-01162 in Executive Session on 21 August 2012, under the provisions of AFI 36-2603:

Panel Chair  
Member  
Member

The following documentary evidence was considered:

- Exhibit A. DD Form 149, dated 21 Mar 12, w/atchs.
- Exhibit B. Applicant's Master Personnel Records.
- Exhibit C. FBI Investigative Report.
- Exhibit D. Letter, SAF/MRBC, dated 18 Jul 12.

Panel Chair