

RECORD OF PROCEEDINGS
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NUMBER: BC-2012-02068
COUNSEL: NONE
HEARING DESIRED: NO

APPLICANT REQUESTS THAT:

1. His narrative reason for separation, "Fraudulent Entry into Military Service," be changed.
 2. Any and all references of a serious suicide attempt be removed from his records.
 3. His Reentry (RE) Code be changed to "1."
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APPLICANT CONTENDS THAT:

During his initial interview, he provided false information regarding suicide due to a simple misunderstanding which ultimately led to his separation from the Air Force.

His statement was aimed towards what he interpreted to be the basis of suicide plans as opposed to what actually occurred. Had he clearly understood the doctor's question, he would not be in this predicament. In his defense, it was nothing more than an intent with no further action.

The wrong choices cost him his Air Force career and he would like to serve his nation again.

In support of his request the applicant provides a personal statement, a statement from his father and an extract of his master personnel records.

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

STATEMENT OF FACTS:

On 28 Feb 2012, the applicant enlisted in the regular Air Force.

On 12 Mar 2012, his commander notified him he was recommending he be discharged under the provisions of AFI 36-3208, *Administrative Separation of Airmen*, for fraudulent entry. The specific reason for this action was he intentionally withheld a prior service medical condition. In this respect, he had a

history of attempted suicide and suicide ideation that were not documented on his DD Form 2807-1, *Report of Medical History*; USMEPCOM Form 40-1-15-E, *Medical History Interview*; and USMEPCOM Form 601-23-5-R-E, *Introductory Preaccession Interview*.

On 12 Mar 2012, the applicant acknowledged receipt of the discharge notification.

On 14 Mar 2012, he received an entry level separation with an uncharacterized character of service. The narrative reason for separation was "Fraudulent Entry into Military Service." He was credited with 17 days of total active service.

THE AIR FORCE EVALUATION:

HQ AFPC/DPSOS recommends denial in changing the applicant's narrative reason for separation. DPSOS states the documentation on file in the master personnel records support the basis for discharge. The discharge was consistent with the procedural and substantive requirements of the discharge instruction and was within the discretion of the discharge authority. The applicant did not submit any evidence or identify any errors or injustices that occurred in the discharge processing. He provided no facts warranting a change to his narrative reason for separation.

A Mental Health Evaluation, dated 5 Mar 2012, states in part the applicant's reason for referral was a serious suicide attempt at age 14 and thoughts about suicide one year previously. However, upon his intake interview, he stated he did not attempt suicide rather he experienced a thought of suicide with a plan and possible intent. He states during his first interview he was asked questions pertaining to his suicidal ideation, questions he clearly misunderstood. He recalls on the first statement "a serious suicide attempt" when in actuality, it was only a thought with no further intent nor an attempt. When asked about the situation, he states he misunderstood the question for what he planned to do, rather, with what he really did. He had no intention of fraudulent enlistment, nor to cheat his way into the Air Force. The applicant stated he is strongly motivated to remain in service and does not currently appear to have a mental health condition that disqualifies him from military service.

The complete DPSOS evaluation is at Exhibit C.

HQ AFPC/DPSOA recommends denial of changing the applicant's RE code. DPSOA states the RE code 2C is required based on the entry level separation with uncharacterized character of service and the applicant does not provide any evidence of an error or injustice in reference to his RE code

The complete DPSOA evaluation is at Exhibit D.

APPLICANT'S REVIEW OF THE AIR FORCE EVALUATION:

On 7 Aug 2012, copies of the Air Force evaluations were forwarded to the applicant for review and comment within 30 days. As of this date, this office has received no response Exhibit D).

THE BOARD CONCLUDES THAT:

1. The applicant has exhausted all remedies provided by existing law or regulations.
 2. The application was timely filed.
 3. Sufficient relevant evidence has been presented to demonstrate the existence of an injustice warranting partial relief. After review of the circumstances leading to the applicant's separation for fraudulent enlistment, we found no evidence to indicate that his separation from the Air Force was in error. However, after careful consideration we believe it would be an injustice for him to continue to suffer the adverse effects of the assigned narrative reason for separation. In this respect we note after his mental health evaluation with the Behavioral Analysis Service (BAS), the BAS recommended his retention in the Air Force. This coupled with his desire to serve his nation compel us to grant partial relief. Therefore, we recommend in the interest of justice, the applicant's narrative reason for his discharge be changed to "Secretarial Authority" with the corresponding Separation Program Designator (SPD) code of "KFF."
 4. Notwithstanding the above, we are not persuaded that sufficient evidence of an error or injustice exists which would warrant removal of references of a serious suicide attempt from his records and that his RE Code be changed to a "1." His current RE Code of 2C is a code of that can be waived for prior service enlistment consideration provided he meets all other requirements for enlistment under an existing prior service program. Whether or not he is successful, however, will depend on the needs of the service and our recommendation in no way guarantees that he will be allowed to return to any branch of the service. Accordingly, we recommend his records be corrected to the extent indicated below.
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THE BOARD RECOMMENDS THAT:

The pertinent military records of the Department of the Air Force relating to APPLICANT, be corrected to show that on 14 Mar 2012, he was separated under the provisions of AFI 36-3208, paragraph 1.2 (Secretarial Authority), with a separation program designator (SPD) code of KFF.

The following members of the Board considered Docket Number BC-2012-02068 in Executive Session on 7 Nov 2012, under the provisions of AFI 36-2603:

, Panel Chair
, Member
, Member

All members voted to correct the records, as recommended. The following documentary evidence was considered in AFBCMR BC-2012-02068:

- Exhibit A. DD Form 149, dated 10 May 2012, w/atchs.
- Exhibit B. Letter, AFPC/DPSOS, dated 8 Jun 2012.
- Exhibit C. Letter, AFPC/DPSOA, dated 10 Jul 2012.
- Exhibit D. Letter, SAF/MRBR, dated 7 Aug 2012.

Panel Chair