

RECORD OF PROCEEDINGS
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NUMBER: BC-2012-02099
COUNSEL: NONE
HEARING DESIRED: NO

APPLICANT REQUESTS THAT:

Her character of service be changed to honorable.

APPLICANT CONTENDS THAT:

She received no disciplinary action while she was in the Air Force and was a good airman. She was discharged from the Air Force because she failed training and the Air Force would not reclassify her. She wanted to stay in the Air Force and finds it unfair that her GI Bill Benefits are being withheld.

In support of her request the applicant provides a copy of her DD Form 214, *Certificate of Release or Discharge from Active Duty*.

Her complete submission, with attachment, is at Exhibit A.

STATEMENT OF FACTS:

On 14 Sep 2010, the applicant enlisted in the Regular Air Force.

On 11 Mar 2011, she was notified by her commander that he was recommending she be discharged from the Air Force under the provisions of AFI 36-3208, *Administrative Separation of Airman*. The reasons for this action were she failed to make satisfactory progress in a required training program. Specifically, she failed block IV, unit 5, test A, with a score of 78 percent and failed block V, unit 4, test A with a score of 83 percent. The minimum passing score was 85 percent. As a result of these multiple failures, she was disenrolled from the Basic Airborne Operations Specialist Course on 22 Feb 2011.

On 11 Mar 2011, the applicant acknowledged receipt of the Discharge Notification and waived her rights to consult with legal counsel and submit statements in her own behalf.

On 11 Mar 2011, the Staff Judge Advocate found the discharge action legally sufficient.

On 21 Mar 2011, the applicant received an entry-level separation with uncharacterized service after serving 6 months and 8 days (188 days) of active service.

THE AIR FORCE EVALUATION:

AFPC/DPSOS recommends denial. DPSOS states in accordance with AFI 36-3208, airmen are in entry-level status during the first 180 days of continuous active military service or the first 180 days of continuous active military service after a break of more than 92 days of active service. Entry-level separations are determined when the commander initiates the separation action. Her commander initiated separation action on 11 Mar 2010, which gave her 178 days active duty at the time her separation action was initiated.

The Department of Defense (DoD) determined that if a member served less than 180 days continuous active service, it would be unfair to the member and the service to characterize their limited service. Therefore, the uncharacterized service on her DD Form 214 is correct and in accordance with DoD and Air Force instructions.

Based on the documentation on file in her master personnel records, the discharge, to include the service characterization was appropriately administered and within the discretion of the discharge authority. The applicant did not provide any evidence of an error or injustice in the processing of her discharge warranting a change to her character of service, separation code or narrative reason for separation.

The complete DPSOS evaluation is at Exhibit C.

APPLICANT'S REVIEW OF THE AIR FORCE EVALUATION:

On 25 Jun 2012, a copy of the Air Force evaluation was forwarded to the applicant for review and comment within 30 days. As of this date, no response has been received by this office (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. 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 agree with the opinion and recommendation of the Air Force office of primary responsibility and adopt its rationale as the basis for our conclusion 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 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.

The following members of the Board considered Docket Number BC-2012-02099 in Executive Session on 20 Dec 2012, under the provisions of AFI 36-2603:

, Panel Chair
, Member
, Member

The following documentary evidence was considered in AFBCMR BC-2012-02099:

- Exhibit A. DD Form 149, dated 16 May 2012, w/atch.
- Exhibit B. Applicant's Master Personnel Records.
- Exhibit C. Letter, AFPC/DPSOS, dated 8 Jun 2012.
- Exhibit D. Letter, SAF/MRBR, dated 25 Jun 2012.

Panel Chair