

RECORD OF PROCEEDINGS
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NUMBER: BC-2012-02101
COUNSEL: NONE
HEARING DESIRED: NO

APPLICANT REQUESTS THAT:

His reentry (RE) code of "2C" which denotes "Involuntarily separated with an honorable discharge; or entry-level separation without characterization" be changed to a "1" to allow him to reenlist in the Armed Forces.

APPLICANT CONTENDS THAT:

1. In Jan 11, he was accepted into the Pararescue Development course. During the first two weeks, he failed the buddy-breathing test; however, since he passed all of the other requirements; he was recycled and given another opportunity to take the test. He continued his training but failed the second attempt.

2. His name was submitted to his chain-of-command in an effort to keep him on the team. Unfortunately, he was informed he would not be given another opportunity to retest.

3. He was informed that he could cross-train back into the Pararescue program after 18 months versus the standard 2-year wait limit.

In support of his request, the applicant provides a personal statement, copies of his DD Form 214, *Certificate of Release or Discharge from Active Duty* and military personnel records.

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

STATEMENT OF FACTS:

On 19 Oct 10, the applicant enlisted in the Regular Air Force.

On 19 Jan 11 and 29 Mar 11, the applicant failed his buddy-breathing tests during his end of course evaluation. As a result, he was removed from the Pararescue Development course with a recommendation to be reclassified into firefighting or emergency medical services.

On 14 Apr 11, the 342nd Training Squadron commander disapproved the applicant's reclassification and recommended he be

discharged. The applicant acknowledged receipt of the discharge notification and waived his right to consult with counsel and to submit a statement in his own behalf.

On 1 Jun 11, the Assistant Staff Judge Advocate found the case legally sufficient to support the separation. On 3 Jun 11, the discharge authority approved the separation.

On 10 Jun 11, the applicant received an involuntary discharge, with a separation code of JHJ which denotes "Unsatisfactory Performance" and was issued an RE code of 2C. He served on active duty for a period of 7 months and 22 days.

AIR FORCE EVALUATION:

AFPC/DPSOA recommends denial. DPSOA states the applicant's RE code 2C is required per AFI 36-2606, *Reenlistments in the Air Force USAF* based on his involuntary discharge with service characterized as honorable. The applicant does not provide proof of an error or injustice in reference to his RE code, but wants back in the military. Everyone receiving an involuntary discharge with service characterized as honorable receives an RE code 2C, unless they have additional misconduct issues to go along with the academic failures.

The complete DPSOA evaluation is at Exhibit C.

APPLICANT'S REVIEW OF AIR FORCE EVALUATION:

A copy of the Air Force evaluation was forwarded to the applicant on 26 Jul 12 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 careful consideration of the circumstances of this case and the evidence provided by the applicant, we are not persuaded the applicant's reentry code is in error or unjust. Therefore, 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. 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-2012-02101 in Executive Session on 19 Dec 12, under the provisions of AFI 36-2603:

Panel Chair
Member
Member

The following documentary evidence was considered:

- Exhibit A. DD Form 149, dated 18 May 12, w/atchs.
- Exhibit B. Applicant's Master Personnel Records.
- Exhibit C. Letter, AFPC/DPSOA, dated 2 Jul 12.
- Exhibit D. Letter, SAF/MRBR, dated 26 Jul 12.

Panel Chair