

RECORD OF PROCEEDINGS
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NUMBER: BC-2012-02079
COUNSEL: NONE
HEARING DESIRED: NO

APPLICANT REQUESTS THAT:

His reentry (RE) code of "2C" (*Involuntarily separated with an honorable discharge; or entry level separation without characterization of service*) be changed to one that will allow him to reenter the military.

APPLICANT CONTENDS THAT:

He was separated from the Air Force while attending technical school. He had many personal problems at home as his father had just been brought back from Iraq due to a severe heart condition and his head was not fully engaged into his training. He was young, naïve, and straight out of High School. He had problems with the academic portion of his training, but he put his best effort forth at that time. He had no derogative reports or Uniform Code of Military Justice (UCMJ) action taken against him. He feels that he has matured since leaving the military. His lifelong dream has always been to serve his country in the active duty Air Force, just as his father served in the Army for over 25 years.

He requested to repeat his training or be given another Air Force Specialty Code (AFSC), but his request was denied and he was discharged.

In support of his request, the applicant provides a personal statement and excerpts from his military records.

His complete submission, with attachments, is at Exhibit A.

STATEMENT OF FACTS:

The applicant was notified by his commander that he was recommending him for discharge from the Air Force under the provisions of AFD 36-32 and AFI 36-3208, paragraph 5.22.2.3. The specific reason for this action was for failing to make satisfactory progress in a required training program. After a legal review, the assistant staff judge advocate found the case

legally sufficient. The applicant's narrative reason for separation is reflected on his DD Form 214, *Certificate of Release or Discharge from Active Duty*, as entry level performance and conduct and he received a "2C" RE code. He was discharged and received an entry level separation on 13 Jun 07 after serving 3 months and 24 days on active duty.

The remaining relevant facts pertaining to this application are contained in the letters prepared by the appropriate offices of the Air Force, which are at Exhibit C and D.

AIR FORCE EVALUATION:

AFPC/DPSOS recommends denial by stating that based on the documentation on file in the applicant's master personnel records, the discharge, to include the service characterization, was appropriately administered and within the discharge authority's discretion. Additionally, the applicant did not provide any evidence of an error or injustice in the processing of his discharge that would warrant a change to his character of service, separation code, or narrative reason for separation.

The complete DPSOS evaluation is at Exhibit C.

AFPC/DPSOA recommends denial by stating that the applicant's RE code of "2C" is required by the governing instructions based on his involuntary discharge with an uncharacterized service. They note that if otherwise eligible a waiver from recruiting services would be more appropriate than changing his RE code, which is currently correct.

The complete DPSOA evaluation is at Exhibit D.

APPLICANT'S REVIEW OF AIR FORCE EVALUATION:

Copies of the Air Force evaluations were forwarded to the applicant on 11 Sep 12 for review and comment within 30 days. 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 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 an error or injustice. Applicant's contentions are duly noted; however, we are not persuaded that the applicant has been the victim of an error or injustice. At the time members are separated from the Air Force, they are furnished an RE code predicated upon the quality of their service and circumstances of their separation. Therefore, we agree with the opinion and recommendation of the Air Force offices of primary responsibility and adopt their 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 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 AFBCMR Docket Number BC-2012-02079 in Executive Session on 10 Jan 13, under the provisions of AFI 36-2603:

, Panel Chair
, Member
, Member

The following documentary evidence was considered:

Exhibit A. DD Form 149, dated 11 May 12, w/atchs.
Exhibit B. Applicant's Master Personnel Records.
Exhibit C. Letter, AFPC/DPSOS, dated 6 Aug 12.
Exhibit D. Letter, AFPC/DPSOA, dated 30 Aug 12.
Exhibit E. Letter, SAF/MRBR, 11 Sep 12.

Panel Chair