

PERSONAL APPEARANCE		X RECORD REVIEW					
COUNSEL		NAME OF COUNSEL AND OR ORGANIZATION	ADDRESS AND OR ORGANIZATION OF COUNSEL				
YES	NO	DAV					
X							
MEMBERS SITTING			VOICE OF THE BOARD				
			HON	GEN	UOTHC	OTHER	DENY
[REDACTED]							X
[REDACTED]							X
[REDACTED]							X
[REDACTED]							X
[REDACTED]							X
ISSUES		INDEX NUMBER	EXHIBITS SUBMITTED TO THE BOARD				
A28.01, A92.17, A93.23, A94.11, A93.07, A93.01		A42.00	1	ORDER APPOINTING THE BOARD			
			2	APPLICATION FOR REVIEW OF DISCHARGE			
			3	LETTER OF NOTIFICATION			
			4	BRIEF OF PERSONNEL FILE			
				COUNSEL'S RELEASE TO THE BOARD			
				ADDITIONAL EXHIBITS SUBMITTED AT TIME OF PERSONAL APPEARANCE			
				TAPE RECORDING OF PERSONAL APPEARANCE HEARING			
HEARING DATE		CASE NUMBER	APPLICANT'S ISSUE AND THE BOARD'S DECISIONAL RATIONALE ARE DISCUSSED ON THE ATTACHED AIR FORCE DISCHARGE REVIEW BOARD DECISIONAL RATIONALE				
01-05-30		FDO1-00080					
REMARKS							
Case heard at Washington, D.C.							
Advise applicant of the decision of the Board, the right to a personal appearance with/without counsel, and the right to submit an application to the AFBCMR							
SIGNATURE OF RECORDER				SIGNATURE OF BOARD PRESIDENT			
[REDACTED]				[REDACTED]			
ENDORSEMENT				DATE: 01-05-30			
TO: SAF/MIBR 550 C STREET WEST, SUITE 40 RANDOLPH AFB, TX 78150-4742				FROM: SECRETARY OF THE AIR FORCE PERSONNEL COUNCIL AIR FORCE DISCHARGE REVIEW BOARD 1535 COMMAND DR, EE WING, 3 RD FLOOR ANDREWS AFB, MD 20762-7002			

AIR FORCE DISCHARGE REVIEW BOARD DECISIONAL RATIONALE

CASE NUMBER

FD-01-00080

GENERAL: The applicant appeals to change the reason and authority for the discharge, and to change his reenlistment code.

The applicant was offered a personal appearance before the Discharge Review Board but declined to exercise this right.

The attached brief contains available pertinent data on the applicant and the factors leading to the discharge.

FINDINGS: Change of reason, authority for discharge, and reenlistment code are denied

Issue. Applicant received an Honorable discharge based on a character and behavior disorder that interfered with military service but did not medically disqualify him. Applicant contends the discharge was improper because he does not believe he has nor has ever had a personality disorder. Member also noted he was undergoing a difficult time in his marriage, and was distracted from his duties due to undergoing a bitter divorce. Member states he desired to separate, and his supervisor told him it would be easy to do so due to a personnel draw down. Member was then sent for a Mental Health evaluation and confided about the turmoil of his divorce and desire to separate. He now states he was rushed through the discharge process and did not understand the damaging implications of the stated reason for his discharge. He believed that since it was characterized as Honorable, that was all that mattered, but has since found out otherwise. Records review disclosed member underwent a commander-directed mental health evaluation after making a suicidal gesture that resulted in admittance to the VA hospital. During the evaluation interview, member indicated he was still suicidal and it was believed he was capable of hurting himself. He was seen as having irrational thought processes and his deteriorated behavior and performance were seen as so severe that they would continue to impair his ability to serve. At the time of discharge member consulted legal counsel but chose not to submit matters in his own behalf. Through the records review the Board confirmed member's inability to function in a military environment and could not find an impropriety or an inequity upon which to base a change in reason or authority for the discharge.

Applicant further noted his post-service accomplishment in obtaining his airframe and power plant license and noted he has been a good citizen. Although applicant submits some post-service information about his accomplishments, the Board noted they occurred after member's separation from the Air Force. While the Board commends applicant for his post-service successes, this information is not relevant to the period of service under review, and therefore does not provide a basis on which to change the discharge.

If the applicant can provide additional documented information to substantiate his issues, he should consider exercising his right to a personal appearance hearing. Should he chose to exercise that right, he should be prepared to provide the Board with evidence of the inequity and any exemplary post-service accomplishments and contributions to the community.

CONCLUSIONS: The Discharge Review Board concludes that the discharge was consistent with the procedural and substantive requirements of the discharge regulation and was within the discretion of the discharge authority and that the applicant was provided full administrative due process.

In view of the foregoing findings the board further concludes that there exists no legal or equitable basis to change the reason or authority for the discharge, thus the applicant's discharge should not be changed.

Attachment:
Examiner's Brief

DEPARTMENT OF THE AIR FORCE
AIR FORCE DISCHARGE REVIEW BOARD
ANDREWS AFB, MD

(Former SRA)

1. MATTER UNDER REVIEW: Appl rec'd a HON Disch fr USAF 87/06/26 UP AFR 39-10, para 5-11i (1) & (3) (Conditions That Interfere With Military Service-Character and Behavior Disorder). Appeals for Change the Reason and Authority for Disch and the RE Code.

2. BACKGROUND:

a. DOB: [REDACTED]. Enlmt Age: 18 11/12. Disch Age: 21 5/12. Educ: HS DIPL. AFQT: N/A. A-95, E-43, G-48, M-79. PAFSC: 43152A - Airlift/Bombardment Aircraft Maintenance Specialist. DAS: 85/07/18.

b. Prior Sv: AFRes 85/01/10 - 85/04/01 (2 months 22 days)(Inactive).

3. SERVICE UNDER REVIEW:

a. Enld as AB 85/04/01 for 6 yrs. Svd: 2 Yrs 2 Mo 26 Das, all AMS.

b. Grade Status: SRA - 87/05/14
A1C - 85/05/14

c. Time Lost: none.

d. Art 15's: none.

e. Additional: none.

f. CM: none.

g. Record of SV: 85/04/01 86/05/24 Barksdale AFB 9 (Annual)
86/05/25 87/01/30 Barksdale AFB 9 (CRO)
(Discharged from Barksdale AFB)

h. Awards & Decs: AFTR, AMMB.

i. Stmt of Sv: TMS: (2) Yrs (5) Mos (17) Das
TAMS: (2) Yrs (2) Mos (26) Das

4. BASIS ADVANCED FOR REVIEW: Appln (DD Fm 293) dtd 01/02/14.
(Change the Reason and Authority for Disch and RE Code)

disorder.

Issue 2: My overall performance was not taken into consideration.

Issue 3: I feel that I was given bad advise (sic) by my superior.

Issue 4: I served on active duty from April 1975 to June 1987. During this time, I was stationed at Barksdale AFB, Louisiana about 30 miles from where I was born and raised.

I was raised in a very strutured Baptist family and had never spent more than one week away from home in the 19 years prior to my enlistment.

After joining the military, I found that I liked and did a very good job as indicated by my performance reports. I had gotten married in April of 1986. About March of 1987, I found out that my wife had been cheating on me with several men on base. I confronted her and she did not deny it. What she said was that she was unhappy and wanted a divorce. Some of the men that she cheated on me with, were guys that I worked with. This was a very, very difficult situation for me and I found it very hard to handle. I was going through a very bitter divorce and was very distraught, confused and immature about the ways of life. At the time of my pending divorce, I talked to my immediate supervisor and told him of my personal problems. During our conversation, I told him that I wished I had never joined the military. I blamed the military for my divorce. His advice was that it would be easy to get out because the military was down sizing on my base. The B-52 G model I worked on was being phased out and replaced with the B-52H model. I believed him and saw this as the perfect opportunity to get out of the military. He further advised me to go the Operations Commander and tell him of my desire to get out of the service. I followed his instructions and I was immediately sent to a psychiatrist. I told him about the turmoil I was going through because of my divorce and of my desire to get out of the military. Shortly after this, I was sent to another workstation and discharged.

Being so young and immature, and because I was rushed through the system, I did not understand the implications of my type of discharge. I was told that it was honorable and I thought that was all that mattered. I did not know that the narrative reason for separation would be so damaging to my life.

After my discharge, I enrolled and completed a 14-month Technical School. I received my Airframe and Powerplan License in May of 1988. After completion, I started applying for jobs with the major airlines and ran into brick walls. I was told it was because of the reason for separation on my military discharge. One interviewer told me that they could not have someone with a behavior disorder signing off an Aircraft with 300 passengers. He said that his union would kill him if hired someone with my discharge. I have been out of the military for over 13 years but this has followed me and hurt me.

I have also been turned down by the Big Brother/Big Sister program because of my discharge. This made me feel very hurt. I cannot function in some aspects of society with this narrative reason for separation.

I am proud of my country and I am proud to be a veteran. If I could relive my past with more wisdom, I would. I do not believe that I have a personality disorder as I never had any problems until my divorce and I do not have

problems now. I do not see how a psychiatrist labeled me with a personality disorder in such a short time. I feel it was just immaturity and I wish I had gotten better advice. My supervisor also told me that I could not go from an Outstanding Airman to a dischargable airman. He said I would have to work on getting some negative reports and that this would not affect my Honorable Discharge Status. This is the reason that I started getting into trouble. That is what I was told to do and I followed the advice.

I am attaching a copy of the police record showing that I have not gotten into any trouble and a sample of a mechanic employment application showing how the reason for separation follows me everywhere I go. This has hindered my career for any chances of advancement. I had not applied for a correction earlier because I was unaware that I could petition the board until recently.

My career field is a highly competitive industry and I have worked to enhance my education to better myself; however, my narrative reason for separation makes it impossible for me to move up. I hope that you can give my request favorable consideration either through merit or clemency so that I may have a better future by changing the narrative reason for separation.

Thank you for consideration in this very important matter to me.

ATCH

1. Personal Statement, 15 Feb 01.
2. Criminal Record Report.
3. Aircraft Mechanic Application.
4. Statement of Doctor.
5. Operators License.

01/03/23/ia

25 Jul 1987

FROM: 2CSG/JA

SUBJECT: Legal Review, AFR 39-10, Chap 5, Sec B, Paras 5-11i(1) and (3) (SrA [REDACTED], 2FMS, Barksdale AFB, LA)

TO: 2CSG/CC

1. Basis for Action: By letter dated 3 June 1986, the Squadron Commander, 2FMS, recommended the respondent be discharged under AFR 39-10, Chap 5, Sec B, paras 5-11i(1) and (3), for the convenience of the government based on conditions that interfere with military service, specifically, personality and adjustment disorders. The commander also recommended the respondent's discharge be characterized as Honorable. You are the discharge authority in this case.

2. Personal Data:

- a. Length of Service: 2 years, 2 1/2 months; 1 April 1985
- b. Date of Birth: [REDACTED]
- c. Test Scores: AQE: A-95; E-43; G-48; M-79
- d. Awards and Decorations: APIR
- e. Performance Reports: 30 Jan 87 - "9"; 24 May 86 - "9"

3. Evidence for the Government: The government relies on a psychological evaluation performed at the Mental Health Clinic at Barksdale AFB by Capt [REDACTED] on 30 April 1987. This report confirms that the respondent has an adjustment disorder, (DSM II 309.28, ICD-9 309.08) and a mixed personality disorder (DSM III, 301.89, ICD-9 301.89). The respondent's record reveals that he was counseled on a number of occasions prior to his referral to Mental Health. The respondent was counseled for losing his temper, having a poor attitude, poor job performance and unusual behavior, to include talk of suicide. Capt [REDACTED] felt that the respondent's condition would continue to affect his duty performance and was so severe that his ability to function in the military environment was impaired.

4. Evidence for the Respondent: By letter, dated 3 June 1987, the respondent, after conferring with counsel, chose to waive his right to submit any evidence.

5. Preprocessing Rehabilitation: Before initiating this discharge action, the squadron commander tried to rehabilitate the respondent, giving him an opportunity to overcome his deficiencies as required by AFR 39-10, para 5-2. Specifically, the commander used the following rehabilitative tools: numerous counseling and referral to the Mental Health Clinic.

6. Errors or Irregularities: There are no errors nor irregularities which materially prejudice the respondent's rights. However, AFR 39-10, para 6-4, requires a recent APR be produced on individuals being discharged under para 5-11. The last APR in the respondent's record is dated, 30 January 1987. Tab 4 contains an AF Form 2095 which indicates the respondent's reporting official was changed on 21 May 1987. No APR was required at that time because he had received an APR within the last 120 days. This discharge action was initiated 12 days later, on 2 June 1987. The Commander's Recommendation for Discharge to 2CSG/CC does not address the absence of the final APR. This error does not in any way prejudice the respondent. The Letter of Recommendation provides the commander with information so he can make an informed decision. Para 2(1) of the recommendation letter identifies each record of counseling. Para 3 makes it clear that the squadron attempted to rehabilitate the respondent. These actions


were necessary due to the respondent's decreased productivity. The psychiatric evaluation continues that the respondent's condition can be expected to interfere with his ability to function in the military environment.


7. Discussion:

a. Under AFR 39-10, Table 1-3, this respondent must be furnished an honorable discharge. After reviewing all relevant facts and circumstances, the squadron commander determined the respondent deserves an honorable discharge.


b. You may either direct retention in the USAF or you may discharge the respondent. If you decide the respondent should be discharged, then you must determine whether probation and rehabilitation (P&R) should be offered. Under AFR 39-10, Chap 7, airmen should be offered P&R when it is reasonably possible to do so. In this case, after considering the severity of the respondent's condition, the squadron commander recommended the respondent not be offered P&R. The respondent has demonstrated neither a potential to serve satisfactorily nor a capacity to be rehabilitated. This fact is evident in the Records of Counseling given to the respondent and the subsequent psychiatric evaluation, dated 30 April 1987. The retention of this respondent would be inconsistent with the maintenance of good order and discipline. All available information indicates that this respondent should be discharged. A sufficient basis for discharge has been established. Continued retention of the respondent could result in conduct which would provide an additional basis for discharge.

8. Recommendation: The squadron commander's findings and recommendations are legally sufficient and I recommend you accept them. The respondent should be discharged and his discharge should be characterized as honorable. The discharge should not be conditionally suspended.


ain, USAF
Assistant Staff Judge Advocate

1 Atch
Case File/

I concur.


Major, USAF
Deputy Staff Judge Advocate



DEPARTMENT OF THE AIR FORCE
 HEADQUARTERS 2D BOMBARDMENT WING (SAQ)
 BARKSDALE AIR FORCE BASE LOUISIANA 71110-5000

REPLY TO
 ATTN OF: 2 FMS/CC

2 June 1987

SUBJECT: Letter of Notification

TO: SrA [REDACTED]

1. I am recommending your discharge from the United States Air Force for the convenience of the government based on conditions that interfere with military service, to wit: personality and adjustment disorder. The authority for this action is AFR 39-10, para 5-11i(1) and (3). If my recommendation is approved, your service will be characterized as honorable.

2. My reason for this action is: On 30 Apr 87, you were given a psychological evaluation which resulted in a diagnosis of an adjustment disorder with mixed emotional features (DSM III 309.28, ICD-9 309.08) and a mixed personality disorder with dependent and passive aggression personality features (DSM III, 301.89, ICD-9 301.89). These conditions make you unsuitable for further Air Force service. They have had an adverse impact on your performance of duty and are so severe that your ability to function in the military environment is significantly impaired.

Copies of the documents to be forwarded to the separation authority in support of this recommendation are attached. The commander exercising special court-martial jurisdiction or higher authority will decide whether you are discharged or retained in the Air Force and, if you are discharged, how your service will be characterized. If you are discharged, you will be ineligible for reenlistment in the Air Force.

3. You have the right to consult legal counsel. Military legal counsel has been obtained to assist you. I have made an appointment for you to consult Capt [REDACTED] at Bldg 3435, second floor, on 3 June 87 at 0830. You may consult civilian counsel at your own expense.

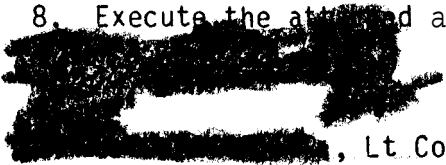
4. You have the right to submit statements in your own behalf. Any statements you want the separation authority to consider must reach me by 5 June 1987 unless you request an extension for good cause. I will send them to the separation authority.

5. If you fail to consult counsel or to submit statements in your own behalf, your failure will constitute a waiver of your right to do so.

6. You have been scheduled for a medical examination. You must report to the USAF Hospital Non-Flying Exams at 0800 hours on 5 June 87 for the examination.

7. Any personal information you furnish in rebuttal is covered by the Privacy Act Statement as explained in AFR 39-10, attachment 6. A copy of AFR 39-10 is available for your use in your unit orderly room.

8. Execute the attached acknowledgement and return it to me immediately.



, Lt Col, USAF
Commander

6 Atch

1. USAF HOSP/SGHMA ltr,
30 Apr 87
2. SAC Form 845, 16 Apr 87
3. SAC Form 845, 15 Apr 87
4. SAC Form 845, 1 Apr 87
5. SAC Form 845, 30 Mar 87
6. Receipt of Ltr of
Notification