

AIR FORCE DISCHARGE REVIEW BOARD HEARING RECORD

NAME OF SERVICE MEMBER (LAST, FIRST MIDDLE INITIAL)	GRADE	AFSN/SSAN
	A1C	

	PERSONAL APPEARANCE	X RECORD REVIEW							
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; padding: 2px;">COUNSEL</td> <td style="width: 50%; padding: 2px;">NAME OF COUNSEL AND OR ORGANIZATION</td> </tr> <tr> <td style="padding: 2px;"> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; padding: 2px;">YEN</td> <td style="width: 50%; padding: 2px;">NO</td> </tr> <tr> <td style="padding: 2px;"></td> <td style="padding: 2px; text-align: center;">X</td> </tr> </table> </td> <td style="padding: 2px;">ADDRESS AND OR ORGANIZATION OF COUNSEL</td> </tr> </table>	COUNSEL	NAME OF COUNSEL AND OR ORGANIZATION	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; padding: 2px;">YEN</td> <td style="width: 50%; padding: 2px;">NO</td> </tr> <tr> <td style="padding: 2px;"></td> <td style="padding: 2px; text-align: center;">X</td> </tr> </table>	YEN	NO		X	ADDRESS AND OR ORGANIZATION OF COUNSEL	
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YEN	NO								
	X								

MEMBERS SITTING	VOTE OF THE BOARD				
	HON	GEN	LOTTIC	OTHER	DENY
				X*	
				X*	
				X*	
				X*	
				X*	

ISSUES	INDEX NUMBER	EXHIBITS SUBMITTED TO THE BOARD		
A93.34	A42.00	1	ORDER APPOINTING THE BOARD	
		2	APPLICATION FOR REVIEW OF DISCHARGE	
		3	LETTER OF NOTIFICATION	
HEARING DATE	CASE NUMBER	4	BRIEF OF PERSONNEL FILE	
16 OCT 02	FD2002-0157		COUNSEL'S RELEASE TO THE BOARD	
			ADDITIONAL EXHIBITS SUBMITTED AT TIME OF PERSONAL APPEARANCE	
			TAPE RECORDING OF PERSONAL APPEARANCE HEARING	

APPLICANT'S ISSUE AND THE BOARD'S DECISIONAL RATIONALE ARE DISCUSSED ON THE ATTACHED AIR FORCE DISCHARGE REVIEW BOARD DECISIONAL RATIONALE

REMARKS
 Case heard at Washington, D.C.

* Change reason and authority for the discharge to Secretarial Authority, SPD: JFF

Advise applicant of the decision of the Board.

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
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AIR FORCE DISCHARGE REVIEW BOARD DECISIONAL RATIONALE

CASE NUMBER

FD02-0157

GENERAL: The applicant appeals for upgrade of the reason for the discharge.

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

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

FINDINGS: The reason for discharge is changed to Secretarial Authority.

ISSUE: The applicant received an Honorable discharge and the Reason was Personality Disorder. Applicant contends the Reason for discharge did not accurately represent the basis for separation as indicated in the attending physician's medical report. After a thorough and complete consideration of the information submitted by the applicant, and information contained in the record, the Board concluded there was sufficient mitigation and extenuation to substantiate a change in the Reason for discharge, but did not change applicant's reenlistment code. The DRB agreed with the physician's assessment that the applicant suffered from symptoms of anxiety, depression, and other emotional distress associated with his inability to adjust to the demands of military service. Air Force Instruction (AFI) 36-3208, dated October 14, 1994 was followed during the processing of the applicant's discharge proceedings and it listed all Mental Disorders, including Adjustment Disorder, under one paragraph, 5.11.1. AFI 36-3208, dated March 10, 2000 was in effect at the time of discharge and assigns a sub-paragraph number to each disorder. Had the new (and current) version of AFI 36-3208 been used, the appropriate Reason should have been Adjustment Disorder, paragraph 5.11.9.3. However, the governing DoD Instruction neither did then at the time of discharge, nor currently does, include a Separation Program Designator (SPD) code for Adjustment Disorder; hence the applicant was discharged with the available SPD code corresponding to Personality Disorder as the narrative reason for separation. In the absence of a corresponding SPD code for Adjustment Disorder, the DRB found that the applicant's Reason for discharge should be changed to Secretarial Authority.

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.

However, in view of the foregoing findings, the board further concludes that the overall Reason for discharge is more accurately reflected as Secretarial Authority. The applicant's Reason for discharge should be changed to Secretarial Authority, SPD Code JFF, under the provisions of Title 10, USC 1553.

Attachment:
Examiner's Brief

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

(Former A1C) (HGH A1C)

1. **MATTER UNDER REVIEW:** Appl rec'd a HON Disch fr USAF 00/04/21 UP AFI 36-3208, para 5.11.1 (Mental Disorders). Appeals to change separation reason.

2. **BACKGROUND:**

a. DOB: 77/07/19. Enlmt Age: 21 1/12. Disch Age: 22 9/12. Educ: HS DIPL. AFQT: N/A. A-39, E-62, G-72, M-78. PAFSC: 3P031 - Security Forces Specialist. DAS: 99/05/11.

b. Prior Sv: (1) AFRes 98/08/21 - 98/12/16 (3 Mos 26 Days)(Inactive).

3. **SERVICE UNDER REVIEW:**

a. Enlisted as AB 98/12/17 for 6 yrs. Svd: 1 Yr 4 Mos 5 Das, all AMS.

b. Grade Status: A1C - 99/01/29

c. Time Lost: None.

d. Art 15's: None.

e. Additional: None.

f. CM: None.

g. Record of SV: None.

(Discharged from Peterson AFB)

h. Awards & Decs: AFTR, AFOUA.

i. Stmt of Sv: TMS: (1) Yr (8) Mos (1) Das
TAMS: (1) Yr (4) Mos (5) Das

4. **BASIS ADVANCED FOR REVIEW:** Appln (DD Fm 293) dtd 02/02/25
(Change Discharge Reason)

Issue 1: Block 28 of DD Form 214 4/21/00 With the supporting documents, I don't believe the narrative reason for separation is either fair or just. Request that narrative reason for discharge to be Discharge by Request.

ATCH

1. Applicant's Issues.
2. Civilian Medical Evaluation.
3. Statement (Air Force medical official).
4. Police Officer Oath of Office.
5. Eight Certificates of Training.

02/07/30/cr



DEPARTMENT OF THE AIR FORCE

21ST SPACE WING (AFSPC)

12 Apr 00


MEMORANDUM FOR AIC [REDACTED] 721 SFS

FROM: 721 SFS/CC

SUBJECT: Notification Memorandum

1. I am recommending your discharge from the United States Air Force for Conditions That Interfere with Military Service (Mental Disorders). The authority for this action is AFPD 36-32 and AFI 36-3208, paragraph 5.11.1. If my recommendation is approved, your service will be characterized as Honorable.
2. BASIS FOR ACTION: I have determined that you have a mental disorder that significantly affects your ability to serve in the military. I base this determination on your recent mental health evaluation performed by Capt [REDACTED]. This evaluation found that you have an Adjustment Disorder with Mixed Anxiety and Depressed Mood and that this condition significantly impairs your ability to function effectively in the military environment. (Atch 1)
3. 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 a higher authority will decide whether you will be 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.
4. You have the right to consult counsel. Military legal counsel has been obtained to assist you. I have made an appointment for you to consult Captain [REDACTED], the Area Defense Counsel, on 13 Apr 2000 at 0900 hours. You may consult civilian counsel at your own expense.
5. You have the right to submit statements in your own behalf. Any statements you want the separation authority to consider must reach me NLT 1600 hours on 17 April 2000 (3 workdays) unless you request and receive an extension from me for good cause shown. I will forward any matters you submit to the separation authority.
6. 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.
7. You have been scheduled for a medical examination. You must report to the Peterson Air Force Base Clinic, at 1430 hours on 13 Apr 2000 for the examination.
8. Any personal information you furnish in rebuttal is covered by the Privacy Act of 1974. A copy of AFI 36-3208 is available for your use in the orderly room.

9. Execute the attached acknowledgment and return it to me immediately.


Major, USAF
Commander

Attachments:

- 1 Mental Health Evaluation, dated 14 Mar 00
- 2 Letter of Evaluation
- 3 Member's Receipt of Notification Memorandum