

AIR FORCE DISCHARGE REVIEW BOARD HEARING RECORD

NAME OF SERVICE MEMBER (LAST, FIRST MIDDLE INITIAL) ████████████████████		GRADE AMN	AFSN/SSAN ████████████████████				
TYPE	PERSONAL APPEARANCE		X RECORD REVIEW				
COUNSEL		NAME OF COUNSEL AND OR ORGANIZATION		ADDRESS AND OR ORGANIZATION OF COUNSEL			
YES	NO						
	X						
MEMBERS SITTING			VOTE OF THE BOARD				
			HON	GEN	UOTHC	OTHER	DENY
							X
							X
							X
							X
ISSUES A94.05		INDEX NUMBER A67.10		EXHIBITS SUBMITTED TO THE BOARD			
				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			
HEARING DATE 6 MAY 03		CASE NUMBER FD2002-0373		ADDITIONAL EXHIBITS SUBMITTED AT TIME OF PERSONAL APPEARANCE			
				TAPE RECORDING OF PERSONAL APPEARANCE HEARING			
APPLICANT'S ISSUE AND THE BOARD'S DECISIONAL RATIONAL ARE DISCUSSED ON THE ATTACHED AIR FORCE DISCHARGE REVIEW BOARD DECISIONAL RATIONALE							
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			
INDORSEMENT					DATE: 23 MAY 03		
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			

GENERAL: The applicant appeals for upgrade of discharge to honorable.

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: Upgrade of discharge is denied.

The Board finds that neither the evidence of record nor that provided by applicant substantiates an impropriety that would justify upgrade of the discharge.

Issue. Applicant was discharged for minor disciplinary infractions. Member received two Articles 15. His misconduct included making a false official statement and failure to pay debt. The applicant states his discharge was too harsh. However, this was not a matter of inequity or impropriety that would warrant an upgrade. Additionally, the Board noted member was the same age as other airmen who had adhered to standards when his misconduct occurred and he knew right from wrong. If he can provide additional documented information to substantiate an issue, the applicant should consider exercising his right to make a personal appearance before the Board. If he should choose to exercise this right to a personal appearance hearing, the applicant should be prepared to provide the DRB with factual evidence of the inequity and any exemplary post-service accomplishments as well as any contributions to the community. The Board found no evidence of any inequity or impropriety on which to base a decision to upgrade the discharge.

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 for upgrade of 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

MISSING DISCHARGE DOCUMENTS

[REDACTED]
[REDACTED]
(Former AMN) (HGH A1C)

1. **MATTER UNDER REVIEW:** Appl rec'd a GEN Disch fr USAF 29 Aug 01 UP AFI 36-3208, para 5.50 (Misconduct - Pattern of Misconduct). Appeals for Honorable Disch.

2. **BACKGROUND:**

a. DOB: 1 Mar 82. Enlmt Age: 18 0/12. Disch Age: 19 5/12. Educ: HS DIPL. AFQT: N/A. A-48, E-50, G-50, M-39. PAFSC: 2A631E - Aerospace Propulsion/F110 Jet Engine Apprentice. DAS: 20 Feb 01.

b. Prior Sv: (1) AFRes 21 Mar 00 - 21 Aug 00 (5 Mos 1 Day) (Inactive).

3. **SERVICE UNDER REVIEW:**

a. Enld as AB 22 Aug 00 for 6 yrs. Svd: 1 Yr 0 Mos 8 Das, all AMS.

b. Grade Status: AMN - 22 May 01 (Vacation of Art 15, 20 Jun 01)
A1C - 6 Oct 00

c. Time Lost: None

d. Art 15's: (1) 20 Jun 01, Vacation, Whiteman AFB, MO - Article 134. You, being indebted to Military Star Program in the sum of \$63.00 for a revolving credit account, which amount became payable on or about 14 Feb 01, did at or near Whiteman Air Force Base, Missouri, from 15 Feb 01 to 7 Jun 01, dishonorably fail to pay said debt. Reduction to the grade of AMN. (No appeal) (No mitigation)

(2) 22 May 01, Whiteman AFB, MO - Article 107. You, did, on or about 24 Apr 01, with intent to deceive, make a false official statement, to wit: you went to church and came home early, which statement was totally false, and was then known by you to be so false. Suspended reduction to the grade of AMN, 30 days extra duty, and 45 days restriction. (No appeal) (No mitigation)

e. Additional: Unknown.

f. CM: None.

g. Record of SV: None.

(Discharged from Whiteman AFB)

h. Awards & Decs: AFTR.

i. Stmt of Sv: TMS: (1) Yr (5) Mos (9) Das
TAMS: (1) Yr (0) Mos (8) Das

4. **BASIS ADVANCED FOR REVIEW:** Appln (DD Fm 293) dtd 28 Aug 02.
(Change Discharge to Honorable)

Issue: I believe the reason for discharge was too harsh for the incident that happened. I still did my work and had no complaints about my work. There were some misfortunes that happened due to circumstances at the time.

ATCH

1. DD Form 214.

11 Dec 02/cr