

## AIR FORCE DISCHARGE REVIEW BOARD HEARING RECORD

<b>NAME OF SERVICE MEMBER (LAST, FIRST MIDDLE INITIAL)</b> [REDACTED]	<b>GRADE</b> AB	<b>AFSN/SSAN</b> [REDACTED]
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<b>TYPE</b>	<b>PERSONAL APPEARANCE</b>	<b>X RECORD REVIEW</b>
<b>COUNSEL</b>		<b>ADDRESS AND OR ORGANIZATION OF COUNSEL</b>
<b>NAME OF COUNSEL AND OR ORGANIZATION</b>		
<b>YES</b>	<b>NO</b>	
	X	

<b>MEMBERS SITTING</b>	<b>VOTE OF THE BOARD</b>				
	<b>HON</b>	<b>GEN</b>	<b>UOHC</b>	<b>OTHER</b>	<b>DENY</b>
[REDACTED]					X
[REDACTED]					X
[REDACTED]					X
[REDACTED]					X
[REDACTED]					X

<b>ISSUES</b> A93.01	<b>INDEX NUMBER</b> A67.90	<b>EXHIBITS SUBMITTED TO THE BOARD</b>		
		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	
<b>HEARING DATE</b> 26 FEB 03	<b>CASE NUMBER</b> FD2002-0433			

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.

<b>SIGNATURE OF RECORDER</b> [REDACTED]	<b>SIGNATURE OF BOARD PRESIDENT</b> [REDACTED]
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<b>INDORSEMENT</b>	<b>DATE: 26 FEB 03</b>
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<b>TO:</b> SAF/MIBR 550 C STREET WEST, SUITE 40 RANDOLPH AFB, TX 78150-4742	<b>FROM:</b> SECRETARY OF THE AIR FORCE PERSONNEL COUNCIL AIR FORCE DISCHARGE REVIEW BOARD 1535 COMMAND DR, EE WING, 3 <sup>RD</sup> FLOOR ANDREWS AFB, MD 20762-7002
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**AIR FORCE DISCHARGE REVIEW BOARD DECISIONAL RATIONALE**

CASE NUMBER

FD02-0433

**GENERAL:** The applicant appeals for upgrade of discharge to Honorable.

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:** Upgrade of discharge is denied.

The board finds that neither evidence of record nor that provided by the applicant substantiates an inequity or impropriety, which would justify a change of discharge.

**ISSUE:** Applicant does not contest the discharge. He admits that he had some minor misconduct but now that he is older, he has matured and would like his discharge to be upgraded. The record indicates the applicant received an Article 15 for failure to go. He also received seven Letters of Reprimand and two Letters of Counseling for Dereliction of duties, failure to report a vehicle accident, failure to go, being late for work four times, failure to perform his duties, and failure to secure equipment. The DRB opined that through these administrative actions, the applicant had ample opportunities to change his negative behavior. The Board concluded the misconduct was a significant departure from conduct expected of all military members. The DRB also recognized the applicant was 22 years of age when the discharge took place. However, there is no evidence he was immature or did not know right from wrong. The Board opined the applicant was older than the vast majority of first-term members who properly adhere to the Air Force's standards of conduct. The characterization of the discharge received by the applicant was found to be appropriate. 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 DOCUMENTS

(Former AB) (HGH SRA)

**1. MATTER UNDER REVIEW:** Appl rec'd a GEN Disch fr USAF 20 Apr 01 UP AFI 36-3208, para 5.50.2 (Misconduct - Conduct Prejudicial to Good Order and Discipline). Appeals for Honorable Disch.

**2. BACKGROUND:**

a. DOB: 27 Sep 78. Enlmt Age: 18 8/12. Disch Age: 22 6/12. Educ: HS DIPL. AFQT: N/A. A-89, E-86, G-90, M-73. PAFSC: 3P051 - Security Forces Journeyman. DAS: Apr 98.

b. Prior Sv: (1) AFRes 29 May 97 - 14 Oct 97 (4 Months 16 Days) (Inactive).

**3. SERVICE UNDER REVIEW:**

a. Enld as AB 15 Oct 97 for 4 yrs. Svd: 3 Yrs 6 Mos 6 Das, all AMS.

b. Grade Status: AB - 14 Mar 01 (Article 15, 14 Mar 01)  
SRA - 15 Oct 00  
A1C - 15 Feb 99  
AMN - Unknown

c. Time Lost: None.

d. Art 15's: (1) 14 Mar 01, Whiteman AFB, MO - Article 86. You, did, on or about 27 Feb 01, without authority, fail to go at the time prescribed to your appointed place of duty. Reduction to AB. (Appeal denied) (No mitigation)

e. Additional: (EXAMINERS NOTE: Information obtained from AF Form 286A - Personnel Reliability Decertification Action)

LOR, 06 NOV 00 - Failure to secure equipment.  
LOR, UNDATED - Late for work.  
LOR, UNDATED - Late for work.  
LOR, 20 JUL 00 - Failure to perform duties.  
LOR, 13 JUL 00 - Late for work.  
LOR, 05 JUL 00 - Late for work.  
LOR, 23 JUN 00 - Failure to go.  
LOC, 01 MAR 00 - Failure to report a vehicle accident.  
LOC, 08 FEB 00 - Dereliction of duties.

f. CM: None.

- g. Record of SV: 15 Oct 97 - 14 Jun 99 Whiteman AFB 4 (Initial)  
 15 Jun 99 - 15 May 00 Whiteman AFB 4 (CRO)

(Discharged from Whiteman AFB)

- h. Awards & Decs: AFAM, AFTR, SAEMR, AFOUA, AFGCM.

- i. Stmt of Sv: TMS: (3) Yrs (10) Mos (23) Das  
 TAMS: (3) Yrs (6) Mos (6) Das

4. **BASIS ADVANCED FOR REVIEW:** Appln (DD Fm 293) dtd 7 Oct 02.  
 (Change Discharge to Honorable)

Issue: When I was discharged on April 20<sup>th</sup>, 2001, I was given a "General Under Honorable Conditions" discharge. This was for Minor Misconduct and that I don't disagree with. Now that I am 24 yrs old and have matured much. With me it (sic) a while to realize what I had with the US AIRFORCE (sic) in Security Forces. It was too late, for I did not fully realize what I had till it was slipping out of my hands. This job made me realize tht security/law enforcement is what I know and am good at. Since then I have had many people under my care, whether it be people that are mentally/physically disabled, or inmates. I currently work at a Correctional facility providing security. I have even received (sic) a "Letter of Commendation" and have had nothing but praise for my efforts and work ethic. Soon I plan on trying to take on a job as a Highway patrolman or a city cop. I really want to be there for people and come home feeling like I did something good, that I made a difference. This may prove difficult with my current discharge. I was hoping tht I could be granted an upgrade to a Honorable discharge. I appreciate your time, Thank you.

**ATCH**

1. Letter of Commendation.

21Jan03/cr