

## AIR FORCE DISCHARGE REVIEW BOARD HEARING RECORD

NAME OF SERVICE MEMBER (LAST, FIRST MIDDLE INITIAL) <b>[REDACTED]</b>		GRADE <b>A1C</b>	AFSN/SSAN <b>[REDACTED]</b>			
TYPE	<b>PERSONAL APPEARANCE</b>		<b>X RECORD REVIEW</b>			
COUNSEL		NAME OF COUNSEL AND OR ORGANIZATION		ADDRESS AND OR ORGANIZATION OF COUNSEL		
YES	NO					
	<b>X</b>					
<b>MEMBERS SITTING</b>		<b>VOTE OF THE BOARD</b>				
		HON	GEN	UOTHC	OTHER	DENY
<b>[REDACTED]</b>						<b>X</b>
<b>[REDACTED]</b>						<b>X</b>
<b>[REDACTED]</b>						<b>X</b>
<b>[REDACTED]</b>						<b>X</b>
<b>[REDACTED]</b>						<b>X</b>
ISSUES <b>A94.45</b>		INDEX NUMBER <b>A67.10</b>		<b>EXHIBITS SUBMITTED TO THE BOARD</b>		
				<b>1</b>	ORDER APPOINTING THE BOARD	
				<b>2</b>	APPLICATION FOR REVIEW OF DISCHARGE	
				<b>3</b>	LETTER OF NOTIFICATION	
HEARING DATE <b>18 JUN 03</b>		CASE NUMBER <b>FD2002-0538</b>		<b>4</b>	BRIEF OF PERSONNEL FILE	
					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 <b>Case heard at Washington, D.C.</b>						
<b>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]</b>			
INDORSEMENT				DATE: <b>18 JUN 03</b>		
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 <sup>RD</sup> FLOOR ANDREWS AFB, MD 20762-7002			

## AIR FORCE DISCHARGE REVIEW BOARD DECISIONAL RATIONALE

FD02-0538

**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 her discharge. She simply states that she wants an upgrade in order to receive her GI Bill. The record indicates the applicant received an Article 15 for failure to go. She also received three Letters of Reprimand for failure to go, dereliction of duty and making a false official statement, and for financial irresponsibility. In addition, she received four Records of Individual Counseling for being late for work, and dereliction of duty (three times). The applicant cited her desire to receive the G.I. Bill benefits as justification for upgrade. The DRB was sympathetic to the impact the loss of these benefits was having on the applicant, but this is not a matter of inequity or impropriety that would warrant an upgrade. 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

(Former A1C) (HGH A1C)

1. **MATTER UNDER REVIEW:** Appl rec'd a GEN Disch fr USAF 17 Sep 93 UP AFR 39-10, para 5-46 (Misconduct - Minor Disciplinary Infractions). Appeals for Honorable Discharge.

2. **BACKGROUND:**

a. DOB: 28 Aug 69. Enlmt Age: 20 9/12. Disch Age: 24 0/12. Educ: HS DIPL. AFQT: N/A. A-54, E-79, G-68, M-74. PAFSC: 45156 - F/FB-111 Avionics Test Station and Component Specialist. DAS: 10 Jun 91.

b. Prior Sv: (1) AFRes 27 Jun 90 - 26 Jul 90 (1 month) (Inactive).

3. **SERVICE UNDER REVIEW:**

a. Enlisted as AB 27 Jul 90 for 4 yrs. Svd: 3 Yrs 1 Mo 22 Das, all AMS.

b. Grade Status: A1C - 27 Dec 91  
AMN - 27 Jan 91

c. Time Lost: None.

d. Art 15's: (1) 31 May 91, Lowry AFB, CO - Article 86. Preliminary investigation has disclosed that you, did, on or about 19 May 91, without authority, fail to go at the time prescribed to your appointed place of duty. Suspended reduction to AB, and forfeiture of \$75.00. (No appeal) (No mitigation)

e. Additional: LOR, 31 AUG 93 - Financial irresponsibility.  
LOC, 12 AUG 93 - Dereliction of duty.  
LOC, 08 JUN 93 - Dereliction of duty.  
LOR, 26 APR 93 - Dereliction of duty and making a false official statement.  
LOC, 02 DEC 92 - Inability to perform assigned duties.  
MFR, 23 Nov 92 - Unprepared for duty.  
LOR, 24 SEP 92 - Failure to go.  
LOC, 02 JUL 92 - Late for work and excessive breaks.  
MFR, 25 Mar 92 - Missed dental appointment.  
MFR, Undated - Missed medical appointment.

f. CM: None.

g. Record of SV: 27 Jul 90 - 26 Mar 92 Cannon AFB 3 (Initial)  
27 Mar 92 - 26 Mar 93 Cannon AFB 2 (Annual)REF

(Discharged from Cannon AFB)

h. Awards & Decs: AFTR, NDSM.

i. Stmt of Sv: TMS: (3) Yrs (2) Mos (22) Das  
TAMS: (3) Yrs (1) Mos (22) Das

4. **BASIS ADVANCED FOR REVIEW:** Appln (DD Fm 293) dtd 14 Dec 02.  
(Change Discharge to Honorable)

Issue 1: I am applying for upgrade of my DD214, so that I may be entitled to my G.I. Bill. I am planning on going back to school to get a degree in teaching. Without the G.I. Bill I will have much difficulty achieving this goal. If any additional information is needed please contact me at the address on the reverse side of this form or call me at -----.

**ATCH**

1. DD Form 214.

SMAR03/ia

FD2002-0538

DEPARTMENT OF THE AIR FORCE  
HEADQUARTERS 27th FIGHTER WING (ACC)  
CANNON AIR FORCE BASE NEW MEXICO

FROM: 27 CRS CC

9 Sep 93

SUBJ: Letter of Notification

TO: [REDACTED]

1. I am recommending your discharge from the United States Air Force for Minor Disciplinary Infractions. The authority for this action is AFR 39-10, paragraph 5-46. If my recommendation is approved, your service will be characterized as Honorable, General or Under Other Than Honorable Conditions. I am recommending that your service be characterized as General.

2. My reasons for this action are that:

a. On or about 12 Aug 93, you failed to pay your just debt to Combs' Properties for the total amount of \$352.00, as evidenced by a Letter of Reprimand, dated 31 Aug 93 (Atch 1a).

b. On or about 7 Aug 93, you were derelict in your duty when you moved and failed to update the recall roster for the up-coming exercise, as evidenced by a Letter of Counselling, dated 12 Aug 93 (Atch 1b).

c. On or about 4 Jun 93, you were derelict in your duty when you failed to properly provide child care and showed up for duty with your child, as evidenced by a Letter of Counselling, dated 8 Jun 93 (Atch 1c).

d. On or about 1 Apr 93, you were derelict in your duty when you changed the weekend security duty schedule without proper authorization, as evidenced by a Letter of Reprimand, dated 26 Apr 93 (Atch 1d).

e. On or about 16 Sep 92, you failed to go to your appointed place of duty at the prescribed time, as evidenced by a Letter of Reprimand, dated 24 Sep 92 (Atch 1e).

f. On or about 2 Jul 92, you failed to go to your appointed place of duty at the prescribed time, as evidenced by a Letter of Counselling, dated 2 Jul 92 (Atch 1f).

g. On or about 19 May 91, you failed to go to your appointed place of duty at the prescribed time, as evidenced by an Art 15, dated 31 May 91 (certified copy to follow) and the establishment of AF Form 1137, Unfavorable Information File (Atch 1g).

Copies of the documents to be forwarded to the separation authority in support of this recommendation are attached. The Commander exercising SPCM jurisdiction or 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.

3. 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 the Area Defense Counsel on 10 SEP 93 at 1000 AM. 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 three workdays from the date of this letter unless you request and receive an extension for good cause shown. 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 completed a medical examination on 9 Sep 93.

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 the orderly room.

8. You must immediately report to the Separation Section, Bldg 600, Rm 2037, to pick up the final outprocessing checklist. This checklist will be completed NLT 13 SEP 93 and returned to the Separation Section.

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

  
Maj, USAF

7 Atch  
Supporting Documents