

AIR FORCE DISCHARGE REVIEW BOARD HEARING RECORD

NAME OF SERVICE MEMBER (LAST, FIRST MIDDLE INITIAL) ██████████	GRADE ██████████	AFSN/SSAN ██████████
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TYPE GEN	PERSONAL APPEARANCE	X RECORD REVIEW				
COUNSEL NAME OF COUNSEL AND OR ORGANIZATION		ADDRESS AND OR ORGANIZATION OF COUNSEL				
<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:50%;">YES</td> <td style="width:50%;">NO</td> </tr> <tr> <td></td> <td align="center">X</td> </tr> </table>		YES	NO		X	
YES	NO					
	X					

MEMBERS SITTING	VOTE OF THE BOARD				
	HON	GEN	UOTHC	OTHER	DENY
██████████					X
██████████					X
██████████					X
██████████					X
██████████					X

ISSUES A93.11, A94.53	INDEX NUMBER A47.00	EXHIBITS SUBMITTED TO THE BOARD		
		1	ORDER APPOINTING THE BOARD	
		2	APPLICATION FOR REVIEW OF DISCHARGE	
		3	LETTER OF NOTIFICATION	
HEARING DATE 20 OCT 03	CASE NUMBER FD2003-00046	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	

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 the Air Reserve Personnel Center, Denver, CO.

Advise applicant of the decision of the Board, and the right to submit an application to the AFBCMR.

SIGNATURE OF RECORDER ██████████	SIGNATURE OF BOARD PRESIDENT ██████████
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INDORSEMENT	DATE: 21 OCT 03
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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

FD2003-00046

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

The applicant was scheduled for a personal appearance before the Discharge Review Board (DRB) at the Air Reserve Personnel Center, Denver, CO, on October 20, 2003. After acknowledging intent to appear, he failed to do so without requesting a postponement.

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

FINDINGS: Upgrade of discharge is denied.

The Board finds that the applicant submitted no issues contesting the equity or propriety of the discharge, and after a thorough review of the record, the Board was able to identify none.

Issues. Applicant was discharged for unsatisfactory performance with regard to mismanagement of his personal finances. The records indicated the applicant received three Article 15s in an 8-month period, all for writing bad checks and failing to pay his debts. He also had an Unfavorable Information File and was non-recommended for reenlistment. After his first Article 15, member was offered Personal Financial Management Program counseling, but declined stating he could manage his own financial affairs. Additionally, member's last Airman Performance Report was rated an overall "7" and referred to his financial problems as well as taking on more tasks than he could handle. 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 characterization of the discharge received by the applicant was found to be appropriate.

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 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 AB) (HGH SGT)

1. **MATTER UNDER REVIEW:** Appl rec'd a GEN Disch fr USAF 11 OCT 88 UP AFR 39-10, para 5-26d (Unsatisfactory Performance in the Management of Personal Finances). Appeals for Honorable Discharge.

2. **BACKGROUND:**

a. DOB: 7 Jan 63. Enlmt Age: 20 8/12. Disch Age: 25 9/12. Educ: HS DIPL. AFQT: N/A. A-69, E-78, G-76, M-78. PAFSC: 90250 - Medical Service Specialist. DAS: 4 Nov 87.

b. Prior Sv: None.

3. **SERVICE UNDER REVIEW:**

a. Enlisted as AB 4 Oct 83 for 6 yrs. Svd: 5 Yrs 0 Mo 8 Das, all AMS.

b. Grade Status: AB - 5 Aug 88 (Article 15, 5 Aug 88)
A1C - 30 Jun 88 (Article 15, 30 Jun 88)
Sgt - 1 Mar 87
A1C - 18 Nov 83

c. Time Lost: None.

d. Art 15's: (1) 5 Aug 88, Peterson AFB, CO - Article 134. You, being indebted to the ----- in the sum of \$341.15 for dues and food and beverage charges, which amount became due and payable on or about 25 Jun 88, did, from 25 Jun 88 to 25 Jul 88, dishonorably fail to pay said debt. Reduction to AB, and suspended forfeiture of \$100.00 per month for two months. (No appeal) (No mitigation)

(2) 30 Jun 88, Peterson AFB, CO - Article 134. You did, on or about 2 May 88, make and utter to -----'s a certain check, in words and figures as follows, to wit: Fifteen and 00/100 dollars, \$15.00, for the purchase of food, and did thereafter dishonorably fail to maintain sufficient funds in the ----- Bank & Trust for payment of such check in full upon its presentment for payment. Furthermore, you did, on or about 8 May 88, make and utter to ----- a certain check, in words and figures as follows, to wit: thirty-one and 85/100 dollars, \$31.85, for the purchase of merchandise, and did thereafter dishonorably fail to maintain sufficient funds in the ----- Bank & Trust bank for payment of such check in full upon its presentment for payment. Reduction to

A1C, forfeiture of \$150.00 per month for 2 months, and 30 days of extra duty. (No appeal) (No mitigation)

- (3) 21 Jan 88, Peterson AFB, CO - Article 134 and 123a. You did, on or about 19 Dec 87, make and utter to the ---- a certain check, in words and figures as follows, to wit: Check Number 545, dated 19 Dec 87, payable to the order of the ----- in the amount of sixty dollars and no cents (\$60.00), signed -----, and drawn upon the ----- Bank, account number -----, for the procurement of cash, and did thereafter dishonorably fail to maintain sufficient funds in the ----- Bank for payment of such check in full upon its presentment for payment. You did, on or about 19 Dec 87, make and utter to the ----- a certain check, in words and figures as follows, to wit: Check number 546, dated 19 Dec 87, payable to the order of the ----- in the amount of forty dollars and no cents (\$40.00), signed -----, and drawn upon the ----- Bank, account number -----, for the procurement of cash, and did thereafter dishonorably fail to maintain sufficient funds in the ----- Bank for payment of such check in full upon its presentment for payment. You did, on or about 21 Dec 87, make and utter to the ----- a certain check, in words and figures as follows, to wit: Check number 548, dated 21 Dec 87, payable to the order of the ----- in the amount of fifty dollars and no cents (\$50.00), signed -----, and drawn upon the ----- Bank, account number -----, for the procurement of cash, and did thereafter dishonorably fail to maintain sufficient funds in the ----- Bank for payment of such check in full upon its presentment for payment. Further investigation has disclosed that you did, on or about 29 Dec 87, with intent to defraud and for the procurement of lawful currency, wrongfully and unlawfully make and utter to the -----, a certain check upon the ----- Bank, in words and figures as follows, to wit: Check number 553, dated 29 Dec 87, payable to the order of the ----- in the amount of one hundred dollars and no cents (\$100.00), signed -----, account number -----, then knowing that you, the maker thereof, did not or would not have sufficient funds in or credit with such bank for the payment of the said check in full upon its presentment. Additional investigation has disclosed that: You did, on or about 15 Dec 87, make and utter to ----- a certain check, in words and figures as follows, to wit: Check number 525, dated 15 Dec 87, payable to the order of ----- in the amount of ten dollars and forty five cents (\$10.45), signed -----, and drawn upon the ----- Bank, account number -----, for the purchase of candy, and did thereafter dishonorably fail to maintain sufficient funds in the ----- Bank for payment of such

check in full upon its presentment for payment.
Suspended reduction to A1C, and forfeiture of \$100.00
per month for two months, and 30 days additional duty.
(No appeal) (No mitigation)

e. Additional: None.

f. CM: None.

g. Record of SV: 04 Oct 83 - 23 Dec 84 Malmstrom AFB 9 (Annual)
24 Dec 84 - 23 Dec 85 Malmstrom AFB 9 (Annual)
24 Dec 85 - 14 Sep 86 Malmstrom AFB 9 (CRO)
29 Oct 86 - 14 Sep 87 Osan AB 9 (Annual)
04 Nov 87 - 01 Jan 88 Peterson AFB 7 (CRO)

(Discharged from Peterson AFB)

h. Awards & Decs: AFAM, AFGCM, AFOSTR, AFLSAR, AFTR.

i. Stmt of Sv: TMS: (5) Yrs (0) Mos (8) Das
TAMS: (5) Yrs (0) Mos (8) Das

4. **BASIS ADVANCED FOR REVIEW:** Appln (DD Fm 293) dtd 27 Jan 03.
(Change Discharge to Honorable)

NO ISSUES SUBMITTED.

ATCH

1. DD Form 149.

24MAR03/ia



DEPARTMENT OF THE AIR FORCE

USAF CLINIC PETERSON (AFSPACECOM)
PETERSON AIR FORCE BASE, COLORADO 80914-5300

24 AUG 1988

REPLY TO
ATTN OF SGQ

SUBJECT: Notification Letter

TO: [REDACTED] USAF Clinic Peterson

1. I am recommending your discharge from the United States Air Force for Unsatisfactory Performance in the management of personal finances. The authority for this action is AFR 39-10, paragraph 5-26d. If my recommendation is approved, your service will be characterized as honorable or general. I am recommending that your service be characterized as general.

2. My reasons for this action are: Article 15 for Violation of Article 134, UCMJ, 29 Jul 88; Reenlistment - Not Selected, 20 Jul 88; Article 15 for Violation of Articles 134, UCMJ, 22 Jun 88; Reenlistment Ineligibility, 28 Jan 88; Statement of Duty Performance (Ambulance Run to USAF Academy Hospital), 27 Jan 88; Article 15 for Violation of Articles 123a and 134, UCMJ, 14 Jan 88; Unfavorable Information File (UIF), 14 Jan 88. Copies of the documents to be forwarded to the separation authority in support of this recommendation are attached. The Commander exercising Special Court-Martial (SPCM) 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.

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 [REDACTED] at Building T861, Room 500, ext 7611, on 7 Sep 88 at 0800. 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 9 Sep 88 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 have been scheduled for a medical examination. You must report to the Physical Exams section of this Clinic at 0650 hours on 26 Aug 88 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 the Administrative Services section of this Clinic. You must return this copy to Administrative Services after your case is completed.

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

 MSC

8 Atch

1. Article 15, 29 Jul 88
2. Reelisting - Not Selected, 20 Jul 88
3. Article 15, 22 Jun 88
4. Reenlistment Ineligibility, 28 Jan 88
5. Statement of Duty Performance, 27 Jan 88
6. Article 15, 14 Jan 88
7. Unfavorable Information File, 14 Jan 88
8. Receipt of Notification Ltr