NAME OF SERVICE MEMBER (LAST, FIRST MIDDLE INITIAL) TYPE PERSONAL APPEARANCE			GRADE A1C		AFSN/SSAN			
		X RECORD REVIEW ADDRESS AND OR ORGANIZATION OF COUNSEL						
ES NO X	F COUNSEL AND OR ORGANIZATION	AD	ORESS A	AND OR ORGANI	IZATION OF COU	INSEL		
			VOTE OF THE BOARD					
MEMBERS SITTING		H	HON		UOTHC	OTHER	DENY	
							X	
							X	
		•					X	
							X	
							X	
A95.00	INDEX NUMBER A67.10		EXHIBITS SUBMITTED TO THE BOARD 1 ORDER APPOINTING THE BOARD					
	A07.10	2			OR REVIEW C		GE	
		3	3 LETTER OF NOTIFICATION					
HEARING DATE	CASE NUMBER	4						
15 Jul 03	FD2003-0113		COUNSEL'S RELEASE TO THE BOARD					
			ADDITIONAL EXHIBITS SUBMITTED AT TIME OF PERSONAL APPEARANCE					
					OF PERSONAL		HEARING	
	OARD'S DECISIONAL RATIONAL ARE DISCUSSED ON THE A					. KATIONALE.		
Case heard at Washii Advise applicant of the submit an application	ne decision of the Board, the right to a p	ersonal appear	ance	with/witho	ut counsel,	and the rig	ght to	
SIGNATURE OF RECORDER		NATURE OF BOARD P	RESIDE	NT				
SIGNATURE OF RECORDER TO: SAF/MIBR	INDORSEMENT FRO	M:		n affektivelig i Leiste Leiste	IR FORCE PEI	DATE: 15		

AIR FORCE DISCHARGE REVIEW BOARD DECISIONAL RATIONALE

FD03-0113

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 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 that would justify a change of discharge.

ISSUE: The applicant submitted no issues and requested that the review be completed based on the available service record. The Board reviewed the entire record and found no evidence of impropriety or inequity in this case on which to base an upgrade of discharge. The records indicated applicant received an Article 15 for failure to go twice, and, four Letters of Reprimand, four Letters of Counseling, and two Letters of Admonishment for failure to go, failure to shave, making a false official statement, dereliction of duty, failure to obey a lawful order, making conflicting statements, defying an order, failure to maintain base housing yard appearance, and failure to manage personal finances. The Board concluded the disciplinary infractions were a significant departure from the conduct expected of all military members. The Board found no evidence of impropriety or inequity in this case on which to base an upgrade of discharge.

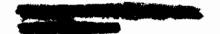
CONCLUSIONS: The Discharge Review Board concludes that the discharge was consistent with the procedural and substantive requirements of the discharge regulation and was within the discretion of the discharge authority and that the applicant was provided full administrative due process.

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

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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 6 Sep 02 UP AFI 36-3208, para 5.49 (Misconduct - Minor Disciplinary Infractions). Appeals for Honorable Disch.

2. BACKGROUND:

a. DOB: 20 Oct 78. Enlmt Age: 21 2/12. Disch Age: 23 10/12. Educ: HS DIPL. AFQT: N/A. A-48, E-58, G-50, M-45. PAFSC: 2A551J - Aerospace Maintenance. DAS: 2 Nov 00.

b. Prior Sv: (1) AFRes 29 Dec 99 - 14 Mar 00 (2 Months 14 Days) (Inactive).

3. SERVICE UNDER REVIEW:

- a. Enld as AB 15 Mar 00 for 6 yrs. Svd: 2 Yrs 5 Mos 23 Das, all AMS.
- b. Grade Status: A1C 1 May 00
- c. Time Lost: None.
- d. Art 15's: (1) 8 May 01, Pope AFB, NC Article 86. You, did, on or about 23 Apr 01, without authority, fail to go at the time prescribed to your appointed place of duty. Further, you did, on or about 24 Apr 01, without authority, fail to go at the time prescribed to your appointed place of duty. Suspended reduction to AMN. (No appeal) (No mitigation)
- e. Additional: LOR, 30 JUL 02 Failure to manage personal finances and obligations in a satisfactory manner.
 - RIC, 17 JUL 02 Failure to maintain base housing yard appearance.
 - LOA, 19 APR 01 Failure to obey a lawful order and dereliction of duty.
 - LOR, 13 APR 01 Failure to go and defying an order.
 - LOR, 12 APR 01 Failure to go and making conflicting statements.
 - RIC, 14 FEB 01 Failure to go.
 - LOA, 13 FEB 01 Failure to obey a lawful order.
 - LOC, 29 JAN 01 Dereliction of duty.
 - LOR, 16 JAN 01 Failure to shave and making a false official statement.
 - RIC, 05 OCT 00 Failure to go.
- f. CM: None.

g. Record of SV: None.

(Discharged from Pope AFB)

- h. Awards & Decs: AFTR, NDSM.
- i. Stmt of Sv: TMS: (2) Yrs (8) Mos (9) Das TAMS: (2) Yrs (5) Mos (23) Das
- 4. BASIS ADVANCED FOR REVIEW: Appln (DD Fm 293) dtd 7 Feb 03. (Change Discharge to Honorable)

NO ISSUES SUBMITTED

ATCH

None.

18Apr03/cr



DEPARTMENT OF THE AIR FORCE HEADQUARTERS 43D AIRLIFT WING (AMC) POPE AIR FORCE BASE NORTH CAROLINA

21 Aug \$2

MEMORANDUM FOR A1C

41 AS

FROM: 41 AS/CC

3514 Surveyor Street Pope AFB NC 28308

SUBJECT: Notification Memorandum

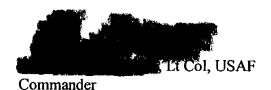
1. I am recommending your discharge from the United States Air Force for Minor Disciplinary Infractions. The authority for this action is AFPD 36-32 and AFI 36-3208, paragraph 5.49. You understand that approval of this recommendation for your discharge could result in you receiving an under other than honorable conditions discharge, if the convening authority determines such characterization is warranted and directs initiation of a discharge board. I am recommending that your service be characterized as general.

2. My reasons for this action are:

- a. On or about early Jul 02, Riley Road Motors loaned you a vehicle while your car was being repaired. The manager of Riley Road Motors explained to you that the vehicle was in poor mechanical condition and could not be taken out of the local area. Nevertheless, you took leave and drove the vehicle to New Jersey with your family. Once you arrived in New Jersey, the vehicle broke down and you were left without transportation back to Pope AFB NC as documented by a Letter of Reprimand (LOR), dated 30 Jul 02.
- b. On or about 10 Jul 02, MSgt APG Section Chief, received two notices from housing (43 CES/CE) that you failed two weekly yard inspections in a row. The failed inspections ranged from grass being too high to the garbage area being cluttered as documented by an AF Form 174, Record of Individual Counseling, dated 17 Jul 02.
- c. On or about 23 Apr 01, at or near Pope AFB NC, without authority, you did, fail to go at the time prescribed to your appointed place of duty, to wit: Dental Clinic as documented by an AF Form 3070, Record of Nonjudicial Punishment Proceedings, dated 8 May 01.
- d. On or about 24 Apr 01, at or near Pope AFB NC, without authority, you did, fail to go at the time prescribed to your appointed place of duty, to wit: Building 753 as documented by an AF Form 3070, Record of Nonjudicial Punishment Proceedings, dated 8 May 01.

- e. On or about 12 Apr 01, an investigation disclosed that on aircraft 939, you failed to follow aircraft tech data while installing a aircraft bomb rack as documented by a Letter of Admonishment (LOA), dated 19 Apr 01.
- f. On or about 3 Apr 01, you failed to go to your appointed Gas Mask Fit Test at Building 521 as documented by a Letter of Reprimand (LOR), dated 13 Apr 01.
- g. On or about 7 Apr 01, you failed to go to your appointed place of duty, 3541 Surveyor Street, Pope AFB NC as documented by a Letter of Reprimand (LOR), dated 12 Apr 01.
 - h. On or about 14 Feb 01, you failed to report the the Pope AFB Training and Education Center (PTEC) for a scheduled class as documented by an AF Form 174, Record of Individual Counseling, dated 14 Feb 01.
 - i. On or about 30 Jan 01, TSgt APG Section Chief, gave you a lawful order to bring in your Career Field Education and Training Plan (CFETP). You failed to show this documentation as documented by a Letter of Admonishment (LOA), dated 13 Feb 01.
 - j. On or about 25 Jan 01, you departed your duty section and failed to turn in all the equipment you checked out from the 2 AS Consolidated Tool Kit Section as documented by a Letter of Counseling (LOC), dated 29 Jan 01.
 - k. On or about 14 Dec 00, SSgt monoticed that you had not shaven for duty as outlined in AFI 36-2903. SSgt Abbuhl stated that you were to report the following day within the standards governed in AFI 36-2903. You complied with those standards. On or about 12 Jan 01, SSgt and again noticed that you had not shaved in what appeared to him for several days as documented by a Letter of Reprimand (LOR), dated 16 Jan 01.
 - l. On or about 8 Jan 01, you were scheduled for a comprehension exam. You failed to attend as documented by an AF Form 174, Record of Individual Counseling, dated 5 Oct 00.
 - 3. Copies of the documents to be forwarded to the separation authority in support of this recommendation are attached. The 43d Airlift Wing Commander, who exercises Special Court Martial (SPCM) jurisdiction or a higher authority, will decide whether you will be discharged or retained in the Air Force. 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. Contact SSgt (394-2362) at the Area Defense Counsel's office immediately after being served with this notification memorandum. At that time an appointment will be scheduled for you to consult Capt (the Area Defense Counsel). You may consult civilian counsel at your own expense. The Air Force does not pay expenses incident to the employment of civilian counsel. Civilian counsel, if employed, must be readily available.

- 5. You have the right to submit a statement in your own behalf. Any statements you want the separation authority to consider must reach me by Man 26 Aug \$\phi_2\$ at \(\frac{1400}{1400} \) hours unless you request and receive an extension for good cause shown. I will send them to the separation authority.
- 6. You have been scheduled for a physical examination with Dr. Report to the Pope Medical Clinic on 21 Aug 02 at 1500 hours. In addition, report to Physical Exams/Lab ASAP for HIV screening.
- 7. If you fail to consult counsel or to submit statements in your own behalf in three days, your failure will constitute a waiver of your right to do so.
- 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 at the orderly room.



Attachments:

- 1. Letter of Reprimand, dated 30 Jul 02
- 2. AF Form 174, dated 17 Jul 02
- 3. AF Form 3070, dated 8 May 01
- 4. Letter of Admonishment, dated 19 Apr 01
- 5. Letter of Reprimand, dated 13 Apr 01
- 6. Letter of Reprimand, dated 12 Apr 01
- 7. AF Form 174, dated 14 Feb 01
- 8. Letter of Admonishment, dated 13 Feb 01
- 9. Letter of Counseling, dated 29 Jan 01
- 10. Letter of Reprimand, dated 16 Jan 01
- 11. AF Form 174, dated 5 Oct 00