

AIR FORCE DISCHARGE REVIEW BOARD HEARING RECORD

NAME OF SERVICE MEMBER (LAST, FIRST MIDDLE INITIAL) [REDACTED]	GRADE AIC	AFSN/SSAN [REDACTED]
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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
[REDACTED]	X				
[REDACTED]	X				
[REDACTED]	X				
[REDACTED]					X
[REDACTED]					X

ISSUES A94.06	INDEX NUMBER A69.00	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
		ADDITIONAL EXHIBITS SUBMITTED AT TIME OF PERSONAL APPEARANCE
		TAPE RECORDING OF PERSONAL APPEARANCE HEARING
HEARING DATE 6 AUG 03	CASE NUMBER FD2003-0209	

APPLICANT'S ISSUE AND THE BOARD'S DECISIONAL RATIONALE 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 [REDACTED]	SIGNATURE OF BOARD PRESIDENT [REDACTED]
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INDORSEMENT	DATE: 6 AUG 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

FD03-0209

GENERAL: The applicant appeals for an Honorable Discharge.

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 to Honorable is approved. However, Change in Reason and Authority for discharge along with a change in the RE Code is denied.

ISSUE: Applicant contends that his discharge was too harsh because of the exceptional emotional stress he was going through at the time of his discharge. The records indicate the applicant was discharged with a General Discharge for Failure in the Alcohol Abuse Rehabilitation Program. After a thorough and complete consideration of the information submitted by the applicant and information contained in the record, the Board concluded there was sufficient mitigation and extenuation to substantiate upgrade of the discharge. However, the Board did not agree to change the applicant's Reason, Authority or RE Code.

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.

However, in view of the foregoing finding, the Board further concludes that the overall quality of the applicant's service is more accurately reflected by an honorable discharge. The Board concluded that the Reason and Authority of the applicant's discharge along with the RE Code were appropriate due to the failure in the rehabilitation program.

Attachment:
Examiner's Brief

DEPARTMENT OF THE AIR FORCE
AIR FORCE DISCHARGE REVIEW BOARD
ANDREWS AFB, MD

[REDACTED]
[REDACTED]

(Former SRA) (HGH SSGT)

1. **MATTER UNDER REVIEW:** Appl rec'd a GEN Disch fr USAF 7 Jun 90 UP AFR 39-10, para 5-32 (Failure in Alcohol Abuse Rehabilitation). Appeals for Honorable Disch.

2. **BACKGROUND:**

a. DOB: 28 Mar 59. Enlmt Age: 18 0/12. Disch Age: 31 2/12. Educ: HS DIPL. AFQT: N/A. A-79, E-78, G-96, M-94. PAFSC: 45572A - Communication and Navigation Systems Technician. DAS: 14 Nov 86.

b. Prior Sv: (1) USAR 28 Mar 77 - 25 Aug 77 (4 months 28 days) (Inactive).
(2) Enlisted USA 26 Aug 77 for 3 yrs. Svd: 3 yrs 0 months 0 days, all AMS.

(3) USAR 26 Aug 80 - 31 Jan 82 (1 yr 5 months 5 days) (Inactive)

(4) Enlisted USAF as A1C 1 Feb 82 for 4 yrs. Svd: 3 yrs 5 months 10 days, all AMS. SRA - 1 Jun 84. Sgt - Unknown. SSGT - 1 Jul 85. APRs: 9,9,9.

3. **SERVICE UNDER REVIEW:**

a. Reenlisted as SSGT 12 Jul 85 for 6 yrs. Svd: 4 Yrs 10 Mo 26 Das, all AMS.

b. Grade Status: SRA - 13 Mar 90 (Vacation of NCO status)
Sgt - 11 Dec 89 (Vacation of Article 15, 8 Feb 90)

c. Time Lost: None.

d. Art 15's: (1) 13 Mar 90, McChord AFB, WA - Article 86. You did, on or about 27 Feb 90, without authority, fail to go at the time prescribed to your appointed place of duty. Suspended reduction to A1C. (No appeal) (No mitigation)

(2) 8 Feb 90, Vacation, McChord AFB, WA - Article 86. You did, on or about 9 Jan 90, without authority, fail to go to your appointed place of duty. You did, on or about 10 Jan 90, without authority, fail to go at the time prescribed to your appointed place of duty. Reduction to Sgt. (No appeal) (No mitigation)

(3) 11 Dec 88, McChord AFB, WA - Article 86. You did, on

or about 18 Nov 89, without authority, fail to go at the time prescribed to your appointed place of duty. You did, on or about 20 Nov 89, without authority, fail to go at the time prescribed to your appointed place of duty. Suspended reduction to Sgt, and 30 days extra duty. (No appeal) (No mitigation)

- e. Additional: LOR, 23 MAR 90 - Failure to go and missed medical appointment.
MFR, 05 SEP 89 - Verbally reprimanded for conduct not consistent with the responsibilities of a professional NCO.

f. CM: None.

- g. Record of SV: 25 Sep 84 - 24 Sep 85 Fairchild AFB 9 (Annual)
25 Sep 85 - 24 Sep 86 Fairchild AFB 9 (Annual)
25 Sep 86 - 24 Sep 87 McChord AFB 9 (Annual)
25 Sep 87 - 24 Sep 88 McChord AFB 9 (Annual)
25 Sep 88 - 27 Jun 89 McChord AFB 9 (CRO)

(Discharged from McChord AFB)

h. Awards & Decs: ARCM, AFAM, AFGCM W/1 OLC, GCM, AFLSAR W/1 OLC, NCOPMER, SAEMR, AFTR, SAMMB.

- i. Stmt of Sv: TMS: (13) Yrs (2) Mos (10) Das
TAMS: (11) Yrs (4) Mos (7) Das

4. BASIS ADVANCED FOR REVIEW: Appln (DD Fm 293) dtd 24 Apr 03.
(Change Discharge to Honorable)

Issue 1: I received a General Under Honorable Conditions due to my failure of the Alcohol Rehabilitation Program at McChord AFB. I had a perfect and exemplary service record up to this time(11 years) with two honorable discharges from both the Army and the Air Force.

At the time of my discharge I was under exceptional emotional stress due to a very painful divorce where my wife ran off with a young man to Alaska and took my two children. It was more than I could bear.

Since then, I have become a pastor and have worked to help the addicted and homeless. I went back and helped the other military personnel enrolled in the Alcohol Rehab Program at McChord. I also help the addicted veterans of St. Petersburg Florida.

I still have nightmares over that stormy time of my life and I want this dishonoring experience to be corrected. Please restore my honor.

I loved the military and have always served with pride and distinction. I want to be able to close this chapter of my life and let it go.

I have spent my life since, helping others who have hit rough spots in their lives. Please consider this application favorably.

ATCH

1. Honorable Discharge.
2. Two Letters of Support.

4JUN03/ia

DEPARTMENT OF THE AIR FORCE
62d Component Repair Squadron (MAC)
McChord Air Force Base, Washington 98438-5000

FROM: 62 AMS/CC

2 Apr 90

SUBJECT: Letter of Notification-Board Hearing

TO: [REDACTED]

1. I am recommending your discharge from the United States Air Force for Failure in Alcohol Abuse Rehabilitation, according to AFR 39-10, under the provisions of paragraph 5-32. Copies of the documents to be forwarded to the separation authority to support this recommendation are attached.
2. My reasons for this action are:
 - a. On or about 22 Sep 89, you were entered into the Substance Abuse Rehabilitation Treatment Program. Your inability to comply with your treatment regimen resulted in you being declared a program failure on 26 Mar 90.
3. This action could result in your separation with a general discharge. I am recommending that you receive a general discharge. The commander exercising SPCM jurisdiction or a higher authority will make the final decision in this matter. If you are discharged, you will be ineligible for reenlistment in the Air Force.
4. You have the right to:
 - a. Consult legal counsel.
 - b. Present your case to an administrative discharge board.
 - c. Be represented by legal counsel at a board hearing.
 - d. Submit statements in your own behalf in addition to, or in lieu of, the board hearing.
 - e. Waive the above rights. You must consult legal counsel before making a decision to waive any of your rights.
5. You have been scheduled for a medical examination. You must report to the McChord AFB Clinic, at 0745 hours, on 3 April 1990.
6. Military legal counsel [REDACTED] Area Defense Counsel, building 524, extension 2240 has been obtained to assist you. An appointment has been scheduled for you to consult him on 3 April 1990, 0900 hours at Area Defense Counsel, Building 524. Instead of the appointed counsel, you may have another, if the lawyer you request is in the active military service and is reasonably available as determined according to AFM 111-1. In addition to military counsel, you have the right to pay expenses incident to the employment of civilian counsel. Civilian counsel, if employed, must be readily available.

7. Confer with your counsel and reply, in writing within 7 workdays, specifying the rights you choose to exercise. The statement must be signed in the presence of your counsel who will also sign it. If you waive your right to a hearing before an administrative discharge board, you may submit written statements in your own behalf. I will send the statements to the discharge authority with the case file to be considered with this recommendation. If you fail to respond, your failure will constitute a waiver of the right to the board hearing.

8. 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 62 AMS Unit Administration, Building 1155.

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

[Redacted signature area]

Commander [Redacted], LT Col, USAF

3 Attachments

- 1. Supporting Documents
 - a. AF Form 2731
 - b. AF Form 2745
 - c. Capt Hamiton's ltr dated 26 Mar 90
- 2. Other Derogatory Documents
 - a. MFR, dated 5 Sep 89
 - b. Article 15, dated 28 Nov 89.
 - c. AF Form 366, dated 8 Feb 90.
 - d. Article 15, dated 6 Mar 90.
 - e. AF Form 418, dated 13 Mar 90
 - f. LOR, dated 23 Mar 90
- 3. Airman's Acknowlegment