

**AIR FORCE DISCHARGE REVIEW BOARD HEARING RECORD**

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

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

<b>ISSUES</b> A94.53	<b>INDEX NUMBER</b> A67.10	<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	
		<b>4</b>	BRIEF OF PERSONNEL FILE	
			COUNSEL'S RELEASE TO THE BOARD	
<b>HEARING DATE</b> 19 Aug 2003	<b>CASE NUMBER</b> FD-2003-00231		ADDITIONAL EXHIBITS SUBMITTED AT TIME OF PERSONAL APPEARANCE	
			TAPE RECORDING OF PERSONAL APPEARANCE	

**APPLICANT'S ISSUE AND THE BOARD'S DECISIONAL RATIONALE ARE DISCUSSED ON THE ATTACHED AIR FORCE DISCHARGE REVIEW BOARD DECISIONAL RATIONALE**

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>ENDORSEMENT</b> [REDACTED]	<b>DATE: 8/19/2003</b>
<b>TO:</b> SAF/MRBR 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, 3RD FLOOR ANDREWS AFB, MD 20762-7002

**AIR FORCE DISCHARGE REVIEW BOARD DECISIONAL RATIONALE**

CASE NUMBER

**FD-2003-00231**

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

The applicant was offered a personal appearance before the Discharge Review Board but declined to exercise this right.

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

**FINDINGS:** Upgrade of discharge is denied.

The Board finds the applicant submitted no issues contesting the equity or propriety of the discharge, and after a thorough review of the record, the Board was unable to identify any.

Issue. Applicant was discharged for minor disciplinary infractions. The records indicated the applicant received an Article 15, at least six Letters of Reprimand, a Letter of Counseling, two bad check notices, and was the subject of at least seven other Memorandums for Record about his misconduct. 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 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 SRA) (HGH SRA)

**1. MATTER UNDER REVIEW:** Appl rec'd a GEN Disch fr USAF 17 Dec 91 UP AFR 39-10, para 5-46 (Misconduct - Minor Disciplinary Infractions). Appeals for Honorable Disch.

**2. BACKGROUND:**

a. DOB: 1 Nov 68. Enlmt Age: 18 5/12. Disch Age: 23 1/12. Educ: HS DIPL. AFQT: N/A. A-43, E-90, G-70, M-76. PAFSC: 81150 - Security Specialist. DAS: 24 Jun 88.

b. Prior Sv: (1) AFRes 17 Apr 87 - 31 Jan 88 (9 Months 15 Days) (Inactive).

**3. SERVICE UNDER REVIEW:**

a. Enld as AB 1 Feb 88 for 6 yrs. Svd: 3 Yrs 10 Mos 17 Das, all AMS.

b. Grade Status: SRA - 16 Jul 90  
A1C - (APR Indicates): 1 Feb 88 - 7 Mar 89

c. Time Lost: None.

d. Art 15's: (1) 1 Aug 91, Beale AFB, CA - Article 92. You, who knew of your duties, on or about 23 Jul 91, were derelict in the performance of those duties in that you negligently failed to pick up and dispose of your trash left in the upstairs dayroom of Bldg 2448, as it was your duty to do. Correction custody for 30 days, and a reprimand. (No appeal) (No mitigation)

e. Additional: LOC, 02 DEC 91 - Unsatisfactory duty performance.  
LOR, 08 AUG 91 - Drinking prior to duty.  
MFR, 25 MAY 91 - Dereliction of duty.  
MFR, 03 MAY 91 - Dereliction of duty.  
MFR, 28 APR 91 - Failure to prepare dormitory room for inspection, and failure to perform assigned duties as an alternate entry control personnel during an exercise.  
LOR, 25 Mar 91 - Failed dormitory room inspection.  
MEMO, 20 MAR 91 - Failure to prepare dormitory room for inspection.  
MEMO, 20 MAR 91 - Dormitory room not prepared for inspection.  
LOR, 14 MAR 91 - Failed dormitory room inspection.  
LOR, 29 DEC 90 - Violation of security procedures.  
LOR, 24 DEC 90 - Financial irresponsibility.

LOR, 05 NOV 90 - Unauthorized entry into a secure facility,  
using a radio without permission, and  
lying to an NCO.

LTR, 30 AUG 90 - Financial irresponsibility.

LTR, 01 FEB 90 - Financial irresponsibility.

CHECK NOTICE, 29 DEC 89 - Financial irresponsibility.

CHECK NOTICE, 29 DEC 89 - Financial irresponsibility.

f. CM: None.

g. Record of SV: 1 Feb 88 - 07 Mar 89 Beale AFB 9 (Annual)  
8 Mar 89 - 30 Sep 89 Beale AFB 3 (Initial)  
1 Oct 89 - 30 Sep 90 Beale AFB 3 (Annual)  
1 Oct 90 - 04 Aug 91 Beale AFB 2 (Dir by Cmdr) REF

(Discharged from Beale AFB)

h. Awards & Decs: AFGCM, AFOUA, NCOPMEGR, NDSM, AFTR.

i. Stmt of Sv: TMS: (4) Yrs (8) Mos (1) Das  
TAMS: (3) Yrs (10) Mos (17) Das

4. BASIS ADVANCED FOR REVIEW: Appln (DD Fm 293) dtd 7 May 03  
(Change Discharge to Honorable)

NO ISSUES SUBMITTED

ATCH

None.

17 Jun 03/cr



DEPARTMENT OF THE AIR FORCE  
HEADQUARTERS 9TH WING (SAC)  
BEALE AIR FORCE BASE, CALIFORNIA 95903-5000



REPLY TO  
ATTN. OF: 9 SPS/CC

3 Dec 91

SUBJECT: Letter of Notification

TO: SrA [REDACTED] 9 Security Police Squadron

1. I am recommending your discharge from the United States Air Force for misconduct, 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 or general. I am recommending that your service be characterized as general.

2. My reasons for this action are detailed in the subparagraphs listed below. Copies of the documents to be forwarded to the separation authority in support of this recommendation are attached. The commander exercising 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.

a. On 17 Dec 89, you wrote an insufficient funds check to Beale AFB Exchange, in the amount of \$15.90. As a result you received an Dishonored Check Notification, dated 29 Dec 89, attachment 1.

b. On 18 Dec 89, you wrote an insufficient funds check to Beale AFB Exchange, in the amount of \$9.00. As a result you received an Dishonored Check Notification, dated 29 Dec 89, attachment 2.

c. On 19 Dec 89, you wrote an insufficient funds check to Beale AFB Exchange, in the amount of \$9.65. As a result you received an Dishonored Check Notification, dated 29 Dec 89, attachment 3.

d. On 20 Dec 89, you wrote an insufficient funds check to the Beale Lanes, Beale AFB, in the amount of \$21.50. As a result you received a 9 CSG Letter, dated 1 Feb 90, attachment 4.

e. On 22 Aug 90, you were 60 days delinquent on your NCO Club account, in the amount of \$185.00. As a result you received a Delinquent Membership Account Letter, dated 30 Aug 90, attachment 5. You were also counseled as documented on the Delinquent Membership Letter, dated 30 Aug 90.

f. On 24 Nov 90, you were irresponsible in performing your assigned duty and lied to an NCO. As a result you were received a Letter of Reprimand, dated 5 Nov 90, attachment 6.

g. On 10 Dec 90, you were 90 days delinquent on your NCO Club account. As a result, you were received a Letter of Reprimand, dated 24 Dec 90, attachment 7, and your NCO Club card was pulled.

h. On 24 Dec 90, you were derelict in the performance of your duties, in that you violated security procedures. As a result, you received a Letter of Reprimand, dated 29 Dec 90, attachment 8. You were also counseled as documented on a Memo for Record, dated 29 Dec 90, attachment 9.

i. On 12 Mar 91, an inspection of your dormitory room was conducted and your room failed to meet the prescribed standards. As a result, you were counseled as documented in a Letter of Counseling, dated 14 Mar 91, attachment 10.

j. On 19 Mar 91, you failed to perform your assigned duties properly. As a result, you were counseled as documented by a Letter of Memo, dated 20 Mar 91, attachment 11.

k. On 19 Mar 91, an inspection of your dormitory room was conducted and your room failed to meet the prescribed standards. This was the second failure that month. As a result, you received a Letter of Reprimand, dated 25 Mar 91, attachment 12.

l. On 20 Mar 91, you failed to obey a direct order, by not correcting the list of discrepancies found in your dormitory room. As a result, you were counseled as documented in a Letter of Memo, dated 20 Mar 91, attachment 13.

m. On 27 Apr 91, an inspection of your dormitory room was conducted and your room failed to meet the prescribed standards. As a result, you were counseled as documented in a Memo for Record, dated 28 Apr 91, attachment 14.

n. On 28 Apr 91, you failed to perform your assigned duties as an alternate entry control personnel during an exercise. As a result, you were verbally counseled as documented in a Memo for Record, dated 28 Apr 91, attachment 14.

o. On 3 May 91, you failed to perform your assigned duties properly. As a result, you were counseled as documented in a Memo for Record, dated 3 May 91, attachment 15.

p. On 24 May 91, you were derelict in your duty, in that you failed to use proper procedures at an entry control post. As a result, you were counseled as documented by a Memo for Record, dated 25 May 91, attachment 16.

q. On 23 Jul 91, you were derelict in your duty, in that you knowingly failed to pick up and dispose of your trash in the upstairs dayroom. As a result, you received an Article 15, dated 1 Aug 91, attachment 17. You were also placed on the control roster.

r. On 2 Aug 91, you reported to the Correctional Custody facility with a strong odor of alcohol emanating from your breath. As a result, you received a Letter of Reprimand, dated 8 Aug 91, attachment 18.

s. On 25 Nov 91, you failed to perform your assigned duties. As a result, you received a Letter of Counseling, dated 2 Dec 91, attachment 19.


3. You have the right to consult counsel. Military legal counsel has been obtained to assist you. I have made an appointment with the ADC Office, building 2179, room 102, ext 2081, at 1500 hours on 3 Dec 91. 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 6 Dec 91, 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 9th Medical Group, Flight Surgeon's office at 0730 hours on 11 Dec 91, for this 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 orderly room.

 Major, USAF  
Commander, 9 SPS

19 Atch

1. Dishonored Check Notification, 29 Dec 89
2. Dishonored Check Notification, 29 Dec 89
3. Dishonored Check Notification, 29 Dec 89
4. 9 CSG/Letter, 1 Feb 90,
5. Delinquent Membership Account, 30 Aug 90
6. Letter of Reprimand, 5 Nov 90
7. Letter of Reprimand, 24 Dec 90
8. Letter of Reprimand, 29 Dec 90
9. Memo for Record, 29 Dec 90
10. Letter of Counseling, 14 Mar 91
11. Letter of Memo, 20 Mar 91
12. Letter of Reprimand, 25 Mar 91
13. Letter of Memo, 20 Mar 91
14. Memo for Record, 28 Apr 91
15. Memo for Record, 3 May 91
16. Memo for Record, 25 May 91
17. Article 15, 1 Aug 91
18. Letter of Reprimand, 8 Aug 91
19. Letter of Counseling, 2 Dec 91