

**AIR FORCE DISCHARGE REVIEW BOARD HEARING RECORD**

<b>NAME OF SERVICE MEMBER (LAST, FIRST MIDDLE INITIAL)</b> [REDACTED]		<b>GRADE</b> AB	<b>AFSN/SSAN</b> [REDACTED]			
<b>TYPE</b>	<b>PERSONAL APPEARANCE</b>	<b>X RECORD REVIEW</b>				
<b>COUNSEL</b>		<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	UOTHC	OTHER	DENY
[REDACTED]						X
[REDACTED]						X
[REDACTED]						X
[REDACTED]						X
[REDACTED]						X
<b>ISSUES</b>	A93.19 A92.37	<b>INDEX NUMBER</b>	<b>EXHIBITS SUBMITTED TO THE BOARD</b>			
		A67.10	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		
<b>HEARING DATE</b>	<b>CASE NUMBER</b>			ADDITIONAL EXHIBITS SUBMITTED AT TIME OF PERSONAL APPEARANCE		
09 Oct 2003	FD-2003-00333			TAPE RECORDING OF PERSONAL APPEARANCE		
APPLICANT'S ISSUE AND THE BOARD'S DECISIONAL RATIONAL ARE DISCUSSED ON THE ATTACHED AIR FORCE DISCHARGE REVIEW BOARD DECISIONAL RATIONALE						
<p>Case heard at Washington, D.C.</p> <p>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</p>						
<b>SIGNATURE OF RECORDER</b> [REDACTED]			<b>SIGNATURE OF BOARD PRESIDENT</b> [REDACTED]			
<b>INDORSEMENT</b>			<b>DATE: 10/9/2003</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-2003-00333**

**GENERAL:** The applicant appeals for upgrade of discharge to 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 that neither the evidence of record nor that provided by applicant substantiates an inequity or impropriety that would justify a change of discharge.

Issues. Applicant was discharged for minor disciplinary infractions. She had an Article 15, a Letter of Reprimand, a Letter of Counseling, another Memo for Record, and an Unfavorable Information File. Her misconduct included three underage drinking incidents, lying, and making a false official statement. At the time of the discharge, member submitted a statement in her own behalf accepting responsibility and apologizing for her actions. The Board noted member was given many opportunities to correct her behavior but was either unwilling or unable to do so. Each time, she accepted responsibility and apologized, stating it would never happen again. But it did. Because member was responsible for her actions, she was held accountable for them. The Board found nothing during the course of the record review to warrant an upgrade. There was no inequity or impropriety, thus the characterization of service was deemed appropriate in view of the repeated misconduct.

**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

[REDACTED]

(Former AB) (HGH AMN)

1. **MATTER UNDER REVIEW:** Appl rec'd a GEN Disch fr USAF 18 Mar 99 UP AFI 36-3208, para 5.49 (Misconduct - Minor Disciplinary Infractions). Appeals for Honorable Disch.

2. **BACKGROUND:**

a. DOB: 1 Nov 79. Enlmt Age: 17 6/12. Disch Age: 19 4/12. Educ: HS DIPL. AFQT: N/A. A-86, E-39, G-46, M-29. PAFSC: 3P031 - Security Forces Apprentice. DAS: 26 Apr 98.

b. Prior Sv: (1) AFRes 8 May 97 - 9 Dec 97 (7 months 2 days) (Inactive).

3. **SERVICE UNDER REVIEW:**

a. Enlisted as AB 10 Dec 97 for 4 yrs. Svd: 1 Yrs 3 Mo 9 Das, all AMS.

b. Grade Status: AB - 27 Oct 98 (Article 15, 27 Oct 98)  
AMN - 10 Jun 98

c. Time Lost: None.

d. Art 15's: (1) 27 Oct 98, Hill AFB, UT - Article 134. You did, on or about 17 Oct 98, wrongfully consume alcoholic beverages while under the age of 21, in violation of Section 32A-12-209 of the Utah Code annotated as assimilated, by Section 13 of Title 118 of the United States Code. Reduction to Airman Basic, 15 days extra duty, and 30 days restriction. (No appeal) (No mitigation)

e. Additional: MFR, 19 FEB 99 - Underage drinking.  
LOC, 21 JAN 99 - Making a false statement.  
LOR, 24 JUL 98 - Underage drinking and lying.

f. CM: None.

g. Record of SV: None.

(Discharged from Hill AFB)

h. Awards & Decs: AFTR.

i. Stmt of Sv: TMS: (1) Yrs (10) Mos (11) Das  
TAMS: (1) Yrs (3) Mos (9) Das

4. **BASIS ADVANCED FOR REVIEW:** Appln (DD Fm 293) dtd 12 Jul 03.  
(Change Discharge to Honorable)

ISSUES ATTACHED TO BRIEF.

**ATCH**

1. Three Character References.

21AUG03/ia

7. SUPPORTING DOCUMENTS (X as applicable) (Please print name and Social Security Number on each document.)

WILL NOT BE SUBMITTED. PLEASE COMPLETE REVIEW BASED ON AVAILABLE SERVICE RECORDS.

ARE LISTED BELOW AND ARE ATTACHED TO THIS APPLICATION: (Continue on a plain sheet of paper if more space is needed.)

- a. DOCUMENT 1 [REDACTED] - MOTHER
- b. DOCUMENT 2 [REDACTED] - STEP-SISTER
- c. DOCUMENT 3 [REDACTED] - BOSS

8. ISSUES

The Board will consider any issue submitted by you prior to closing the case for deliberation. The Board will also review the case to determine whether there are any issues that provide a basis for upgrading your discharge. However, the Board is not required to respond in writing to issues of concern to you unless those issues are listed or incorporated by specific reference below. Carefully read the instructions that pertain to Block 8 prior to completing this part of the application. If you need more space, submit additional issues on an attachment.

*(C)* I [REDACTED] ENTERED THE AIR FORCE IN DEC. 1997 BEING 18 YEARS OF AGE. A FEW INCIDENTS HAPPENED ONCE ARRIVING TO MY FIRST DUTY STATION AT HILL A.F.B. IN UTAH. BEING YOUNG AND AWAY FROM HOME FOR THE FIRST TIME IS A LOT TO TAKE IN. I WAS VERY MOTIVATED THOUGH, CALLED [REDACTED] TO MY FLIGHTS IN BOTH BASIC TRAINING AND TECH SCHOOL. I BELIEVE I WOULD BE A GOOD CANDIDATE FOR THE AIR FORCE. THE INCIDENTS AT HAND INVOLVED UNDERAGE DRINKING. THE FIRST INCIDENT, SOMEONE MENTIONED I DRANK A BEER AT MY FLIGHT CHIEF'S HOUSE FOR THE 4<sup>TH</sup> OF JULY AND THREE WEEKS LATER, THE POLICE INITIATED AN INVESTIGATION AND OBTAINED STATEMENTS FROM MY FELLOW AIRMEN ON MY FLIGHT. I WAS NEVER ARRESTED FOR THAT PARTICULAR INCIDENT. THE SECOND INCIDENT I HAD CONSUMED ALCOHOL AND WENT TO THE NCO CLUB ON BASE AND WAS ARRESTED THAT EVENING. THE FINAL INCIDENT, I HAD CONSUMED ALCOHOL THE NIGHT PRIOR TO MY 12 HOUR SHIFT THE FOLLOWING DAY. I SHOWED UP FOR DUTY AND HAD A SLIGHT SMELL OF ALCOHOL. I DID BLOW INTO THE BREATHALIZER WITH A SCORE OF 0.001. NOT A DAY GOES BY I DON'T WONDER HOW LIFE WOULD BE HAD THESE INCIDENTS NOT OCCURED. I HAVE GOTTEN PAST THE EMBARRASSMENT FROM MY FAMILY, BUT HAVE MADE THINGS RIGHT. NOW, I AM 23 YEARS OLD AND LOOKING TO CORRECT THIS MATTER, AND REGRET MAKING THESE MISTAKES. [REDACTED] June 27, 2003

I HAVE LISTED ADDITIONAL ISSUES AS AN ATTACHMENT TO THIS APPLICATION.

I PREVIOUSLY SUBMITTED AN APPLICATION ON (Enter date) AND AM COMPLETING THIS FORM IN ORDER TO SUBMIT ADDITIONAL ISSUES.

THE ABOVE ISSUES SUPERSEDE ALL PREVIOUSLY SUBMITTED.

9. CERTIFICATION

I make the foregoing statements as part of my application with full knowledge of the penalties involved for willfully making a false statement. (U.S. Code, Title 18, Section 1001, provides that an individual shall be fined under this title or imprisoned not more than 5 years, or both.)

a. DATE (YYYYMMDD)  
x20030712

b. SIGNATURE [REDACTED]

UPON COMPLETION OF THIS APPLICATION, YOU SHOULD MAIL IT TO THE ADDRESS BELOW

ARMY	NAVY & MARINE CORPS	AIR FORCE	COAST GUARD
Army Review Boards Agency Support Division, St. Louis ATTN: SFMR-RBR-SL 9700 Page Avenue St. Louis, MO 63132-5200	Naval Council of Personnel Boards Bldg. 36 - Washington Navy Yard 901 M Street, S.E. Washington, DC 20374-5023	SAF/MIBR 550-C Street West, Suite 40 Randolph AFB, TX 78150-4742	Commandant (WPM-60) U.S. Coast Guard Headquarters Washington, DC 20593-0001



DEPARTMENT OF THE AIR FORCE  
75<sup>TH</sup> SECURITY FORCES SQUADRON (AFMC)  
HILL AIR FORCE BASE, UTAH

FEB 24 1999

MEMORANDUM FOR AB [REDACTED]

FROM: 75 SFS/CC

SUBJECT: Notification Letter

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. If my recommendation is approved, your service will be characterized as honorable or general. I am recommending your service be characterized as general.

2. My reasons for this action are:

a. On or about 17 February 1999, you wrongfully engaged in underage drinking, then reported for duty with alcohol in your system. As a result of this misconduct this administrative discharge action was initiated. (Atch 1a)

b. On or about 4 January 1999, you indicated to another airman that you were smoking marijuana in your dormitory room. After testing negative for marijuana on a urinalysis, it was determined that you were joking about the incident. For this misconduct you received a letter of counseling, dated 21 January 1999. (Atch 1b)

c. On or about 17 October 1998, you wrongfully consumed alcohol while under the age of 21. For this misconduct, you received an Article 15, dated 13 November 1998. (Atch 1c)

d. Between on or about 20 June 1998 and 24 July 1998, you wrongfully consumed alcohol on two separate occasions while under the age of 21. You also made a false official statement by denying one of these incidents. For this misconduct you received a letter of reprimand, dated 24 July 1998 and an unfavorable information file was established on 31 July 1998. (Atch 1d)

3. 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 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.

4. 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 with the Area Defense Counsel, Captain [REDACTED] at building 1205, on 1 Mar 99 at 1000. You may consult civilian counsel at your own expense.

5. You have the right to submit statements in your own behalf. Any statements you want the separation authority to consider must reach me by 1 MAR 99, unless you request and receive an extension for good cause shown. I will send them to the separation authority.

6. 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.

7. You have been scheduled for a medical examination. You must report to the physical exam section of the base hospital on 25 FEB 99, ~~between 1300 and 1500~~ at for the examination.

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 in the unit orderly room.

[REDACTED]  
Lt Col USAF  
Commander

Attachments:

- 1. a. MFR, dtd 19 Feb 99
- b. LOC, dtd 21 Jan 99
- c. Article 15, dtd 13 Nov 98/Response/Appeal/Transmittal Letter
- d. LOR, dtd 24 Jul 98/Response/AF Form 1058, dtd 31 Jul 98
- 2. Airman's Receipt of Notification Letter