

**AIR FORCE DISCHARGE REVIEW BOARD HEARING RECORD**

<b>NAME OF SERVICE MEMBER (LAST, FIRST MIDDLE INITIAL)</b> ██████████		<b>GRADE</b> A1C	<b>AFSN/SSAN</b> ██████████				
<b>TYPE GEN</b>	<b>PERSONAL APPEARANCE</b>		<b>X</b>	<b>RECORD REVIEW</b>			
<b>COUNSEL</b>		<b>NAME OF COUNSEL AND OR ORGANIZATION</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>				
			<b>HON</b>	<b>GEN</b>	<b>UOTHC</b>	<b>OTHER</b>	<b>DENY</b>
							<b>X</b>
							<b>X</b>
							<b>X</b>
							<b>X</b>
							<b>X</b>
<b>ISSUES</b> <b>A94.05</b>		<b>INDEX NUMBER</b> <b>A69.00</b>		<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		
					ADDITIONAL EXHIBITS SUBMITTED AT TIME OF PERSONAL APPEARANCE		
					TAPE RECORDING OF PERSONAL APPEARANCE		
<b>HEARING DATE</b> <b>08 Jun 2004</b>		<b>CASE NUMBER</b> <b>FD-2004-00121</b>					
<b>APPLICANT'S ISSUE AND THE BOARD'S DECISIONAL RATIONAL ARE DISCUSSED ON THE ATTACHED AIR FORCE DISCHARGE REVIEW BOARD DECISIONAL RATIONALE</b>							
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>INDORSEMENT</b>				<b>DATE: 6/8/2004</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-2004-00121

**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 available pertinent data on the applicant and the factors leading to the discharge.

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

**ISSUE:** Applicant contends discharge was inequitable because it was too harsh. The records indicated the applicant received an Article 15 and two Letters of Reprimand. In addition, the applicant failed alcohol rehabilitation which is an automatic separation. 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. Applicant states that his discharge did not take into account the good things he did while in the service. The DRB took note of the applicant's duty performance as documented by his performance reports, letters of recommendation and other accomplishments. They found the seriousness of the willful misconduct offset any positive aspects of the applicant's duty performance. The Board concluded the discharge was appropriate for the reasons which were the basis for this case. The applicant cited his desire to receive the G.I. Bill benefits as justification for upgrade. The DRB noted that when the applicant applied for these benefits, he understood he must receive an Honorable discharge to receive future educational entitlements. The Board was sympathetic to the impact the loss of these benefits was having on the applicant, but this is not a matter of inequity or impropriety which would warrant an upgrade.

**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]  
[REDACTED]  
(Former A1C) (HGH A1C)

1. **MATTER UNDER REVIEW:** Appl rec'd a GEN Disch fr RAF Lakenheath, UK on 23 Jul 03 UP AFI 36-3208, para 5.32.1 (Alcohol Rehabilitation Failure). Appeals for Honorable Discharge.

2. **BACKGROUND:**

a. DOB: 23 Sep 75. Enlmt Age: 25 1/12. Disch Age: 27 10/12. Educ: HS DIPL. AFQT: N/A. A-54, E-49, G-42, M-38. PAFSC: 3P051 - Security Forces Journeyman. DAS: 18 Jun 01.

b. Prior Sv: (1) AFRes 28 Oct 00 - 15 Jan 01 (2 months 19 days) (Inactive).

3. **SERVICE UNDER REVIEW:**

a. Enlisted as AB 16 Jan 01 for 4 yrs. Svd: 2 Yrs 6 Mo 8 Das, all AMS.

b. Grade Status: A1C - 18 May 02  
AMN - 18 Jul 01

c. Time Lost: None.

d. Art 15's: (1) 2 May 03, RAF Lakenheath, UK - Article 86. You did, on or about 22 Feb 03, without authority, fail to go at the time prescribed to your appointed place of duty. Suspended reduction to Airman, 15 days restriction, 30 days extra duty, and a reprimand. (No appeal) (No mitigation)

e. Additional: LOR, 02 JAN 03 - Assault, failure to obey an Order or Regulation, and Drunkenness.  
LOR, 26 JAN 02 - Late for work.

f. CM: None.

g. Record of SV: 16 Jan 01 - 15 Sep 02 RAF Lakenheath 3 (Initial)

h. Awards & Decs: AFOUA, NDSM, AFOSLTR, AFTR.

i. Stmt of Sv: TMS: (2) Yrs (8) Mos (26) Das  
TAMS: (2) Yrs (6) Mos (8) Das

4. **BASIS ADVANCED FOR REVIEW:** Appln (DD Fm 293) dtd 25 Mar 04.  
(Change Discharge to Honorable)

ISSUES ATTACHED TO BRIEF.

ATCH

1. Applicant's Issues.

30APR04/ia


Dear Board,

I'm writing to you all because I know I deserve a fully Honorable Discharge. For the simple fact that I served my country, our country during Operation Enduring Freedom and Operation Iraqi Freedom. Ever since my discharge I've been a good citizen. When Sept. 11<sup>th</sup>, 2001 took place I was stationed at RAF Lakenheath as a Security Forces member armed and ready to put my life on the line to defend the RAF Lakenheath Air Base, our country's foreign interests, & most of all our homeland as well. Today I'm a family man with a wife and a one year old son. As you guys look at my discharge package or military personnel records I received a General / Under Honorable Conditions, which isn't that bad, but not good enough to get my G.I. Bill benefit from the V.A.. I have to admit I made some mistakes when I was in the USAF & I'm sure there are others who are still serving in the Armed Forces who have done far more worse things. Anyways I'm a good-guy & good citizen. I just don't want the suspicious General Discharge hanging over my shoulders for the rest of my life when I'm seeking employment. I need that Honorable Discharge so I can go to college and get a degree to support my family better financially, having a good education, & become a much more productive U.S. citizen that the American Society can benefit from. So please before you make a decision to upgrade my discharge or not, to consider that at the times I had troubles in the military -

was because I was depressed and lonely at times. Becoming a new father, being away from my family for three years. I mean I served this great nation of ours for three years overseas on the War on Terrorism. I received a Air Force Outstanding Unit Award, National Defense Service Medal, Air Force Overseas Long Tour Ribbon. I also completed my 5-Level CDE's in a quick manner & I passed. Which in return made me from Security Forces Apprentice to Security Forces Journeyman. So Board I ask of you to please upgrade my discharge from General Under Honorable Conditions to fully Honorable I would really appreciate it.

Thank You

Sincerely,



FD 2004-00121



DEPARTMENT OF THE AIR FORCE  
48TH FIGHTER WING (USAFE)

28 MAY 2003

MEMORANDUM FOR A1C [REDACTED] 48 SFS



FROM: 48 SFS/CC

SUBJECT: Notification Memorandum


1. I am recommending your discharge from the United States Air Force for Failure in Alcohol Abuse Treatment. The authority for this action is AFPD 36-32 and AFI 36-3208, paragraph 5.32.1.2.3. If my recommendation is approved, your service will be characterized as Honorable or Under Honorable Conditions (General). I am recommending that your service be characterized as Under Honorable Conditions (General).
2. My reason for this action is: At or near RAF Lakenheath, UK, on or about 7 Nov 02, you were discharged from the ADAPT program, after failing to complete treatment due to your unwillingness to follow ADAPT program requirements and your decision to continue excessive drinking.
3. Copies of the documents to be forwarded to the separation authority in support of this recommendation are attached. The commander exercising Special Court-Martial 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 and any special pay, bonus, or education assistance funds may be subject to recoupment.
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, \_\_\_\_\_, bldg 948, DSN 226-3608, at \_\_\_\_\_ . 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 2 JUN 03 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 must schedule an appointment with your Primary Care Manager, who will provide you with a DD Form 2697, Assessment of Health Care. You should then report to the Physical Exams Section at the 48<sup>th</sup> Medical Group during walk-in hours, with your DD Form 2697.

Walk-in hours for Physical Exams are 0900-1400, Monday thru Friday. If you wear eyeglasses, you must bring them with you. If you are unable to make any of your scheduled appointments, you must contact the First Sergeant immediately.

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 your unit orderly room.
9. The separation authority will make the findings and recommendation required under 10 U.S.C 2005 (g).
10. Execute the attached acknowledgement and return it to me immediately.

  
Commander  t Col, USAF

Attachments:

1. Letter from Capt  dtd 7 Nov 02
2. ADAPT Medical Records, 24 pgs
3. Airman's Receipt of Notification Memorandum
4. Airman's Statement/Recoupment Statement
5. EPR, dtd 15 Sep 02
6. Records Review Rip
7. Other Derogatory Data, 9 pgs
  - a. Article 15, dtd 2 May 03
  - b. Letter of Reprimand, dtd 2 Jan 03
  - c. Letter of Reprimand, dtd 26 Jan 02