

**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> ██████████
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<b>TYPE GEN</b>	<b>PERSONAL APPEARANCE</b>	<b>X</b>	<b>RECORD REVIEW</b>
<b>COUNSEL</b>		<b>ADDRESS AND OR ORGANIZATION OF COUNSEL</b>	
<b>YES</b>	<b>No</b>		
	<b>X</b>		

MEMBER SITTING	VOTE OF THE BOARD				
	HON	GEN	UOHC	OTHER	DENY
					X
					X
					X
					X
					X

<b>ISSUES</b> A93.23 A93.19 A93.07	<b>INDEX NUMBER</b> A42.00	<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> 28 Jul 2004	<b>CASE NUMBER</b> FD-2004-00162	
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APPLICANT'S ISSUE AND THE BOARD'S DECISIONAL RATIONAL 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>INDORSEMENT</b>		<b>DATE:</b> 7/29/2004
<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-2004-00162

**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.

The Board finds that neither the evidence of record nor that provided by the applicant substantiates an inequity or impropriety that would justify a change of discharge.

**ISSUE:** Applicant was discharged for having a personality disorder. The records indicated the applicant had also received an Article 15 for failure to go. Applicant now contends he was experiencing emotional stress due to his wife's miscarriage while he was deployed, her infidelity while he was deployed, and the subsequent dissolution of his marriage. His "reaction to these extreme events" was to "drink heavily." He also claims he approached the chain of command for assistance without success. Unfortunately, member's discharge processing files, personnel files, and medical record were all unavailable to the Board for review due to being missing from the record. Because member's discharge file was unavailable to the Board for review, the Board was unable to conclusively ascertain if there was more misconduct on member's part that formed additional bases for the discharge. The Board also could not determine if at the time of the discharge member consulted counsel, submitted statements on his own behalf, or waived those rights. The Board is not able to substantiate any inequity or impropriety in the discharge actions, and lacking documented evidence from the applicant to the contrary, the Board relies on the presumption of regularity and finds the discharge proper and without basis for an upgrade.

If he can provide additional documented information to substantiate his issues, the applicant should consider exercising his right to make a personal appearance before the Board. If he should choose to exercise his right to a personal appearance hearing, the applicant should be prepared to provide the DRB with factual evidence of the inequity and any exemplary post-service accomplishments as well as any contributions to the community.

**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)

MISSING DISCHARGE DOCUMENTS

1. **MATTER UNDER REVIEW:** Appl rec'd a GEN Disch fr Scott AFB, IL on 15 Feb 91 UP AFI 36-3208, para 5.11.1 (Personality Disorder). Appeals for Honorable Discharge.

2. **BACKGROUND:**

a. DOB: 3 Nov 70. Enlmt Age: 17 2/12. Disch Age: 20 3/12. Educ: HS DIPL. AFQT: N/A. A-Unknown, E-Unknown, G-Unknown, M-Unknown. PAFSC: Unknown. DAS: Unknown.

b. Prior Sv: (1) AFRes 15 Jan 88 - 24 Nov 88 (10 months 10 days) (Inactive).

3. **SERVICE UNDER REVIEW:**

a. Enlisted as AB 25 Nov 88 for 4 yrs. Svd: 2 Yrs 2 Mo 22 Das, all AMS.

b. Grade Status: A1C - Unknown  
Amn - Unknown

c. Time Lost: None.

d. Art 15's: (1) 14 Nov 89, Scott AFB, IL - Article 86. In that you did, on or about 6 Nov 89, without authority, fail to go at the time prescribed to your appointed place of duty. Suspended reduction to AB. Seven days correctional custody. (No appeal) (No mitigation)

e. Additional: Unknown.

f. CM: Unknown

g. Record of SV: Unknown.

h. Awards & Decs: NDSM, SWASM W/1 BSS, SAEMR, AFTR.

i. Stmt of Sv: TMS: (3) Yrs (1) Mos (1) Das  
TAMS: (2) Yrs (2) Mos (23) Das

4. **BASIS ADVANCED FOR REVIEW:** Appln (DD Fm 293) dtd 30 Apr 04.  
(Change Discharge to Honorable)

ISSUES ATTACHED TO BREIF.

**ATCH**

1. Applicant's Issues.
2. Four Letters of Recommendation.
3. College Transcript.
4. Phi Cheta Kappa Certificate.
5. DD Form 214 (Member 1&4)

15JUN04/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:

COPY LETTER OF RECOMMENDATION - TUTORING CENTER, [REDACTED]

b. DOCUMENT 2:

COPY LETTER OF RECOMMENDATION - TUTORING CENTER, [REDACTED]

c. DOCUMENT 3:

COPY LETTER OF RECOMMENDATION - TUTORING CENTER, [REDACTED]

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.

ISSUE 1

DURING THE 4 MONTHS PRIOR TO MY DISCHARGE, I WAS DEPLOYED TO THE UNITED ARAB EMIRATES FOR DESERT SHIELD/STORM. WHILE I WAS DEPLOYED, MY NEW WIFE MISCARRIED OUR TWINS. THIS PUT AN EXTREME EMOTIONAL STRAIN ON ME; HOWEVER, I WAS ABLE TO MAINTAIN, A SHORT TIME AFTER, I RECEIVED A LETTER FROM A FRIEND INFORMING ME OF HER PROMISCUOUS BEHAVIOR, THIS FURTHER INCREASED THE EMOTIONAL STRAIN BECAUSE I WAS UNABLE TO BE THERE FOR HER, SO SHE TURNED TO OTHERS, WHICH WAS ~~FOR~~ PAINFUL ENOUGH IN ITSELF. FINALLY, I RECEIVED A "DEAR JOHN" LETTER WHICH INCREASED THE STRAIN BEYOND THE LIMITS OF MY STRENGTH. I WENT THROUGH THE CHAIN OF COMMAND AND RECEIVED NO ASSISTANCE. I DRANK HEAVILY AND FINALLY RECEIVED HELP FROM THE BASE COMMANDER WHO ALLOWED ME TO GO HOME. I BELIEVE THE REASON GIVEN ON MY DISCHARGE WAS BASED ON MY REACTION TO THESE EXTREME CIRCUMSTANCES. I BELIEVE ANY JUDGEMENT MADE OF ME UNDER THESE CIRCUMSTANCES TO BE INACCURATE BECAUSE IT LACKED KNOWLEDGE OF THE SITUATION AT THE TIME AND FAILED TO CONSIDER MY BEHAVIOR PRIOR TO THESE EVENTS

(ATTACHMENT)

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)

2004/04/30

b. SIGNATURE

[REDACTED SIGNATURE]

UPON COMPLETION, MAIL THIS APPLICATION TO APPLICABLE 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 (See <a href="http://arba.army.pentagon.mil">http://arba.army.pentagon.mil</a> )	Naval Council of Personnel Boards 720 Kennon Street, S.E. Rm. 309 (NDRB) Washington Navy Yard, DC 20374-5023	SAF/MIBR 550-C Street West, Suite 40 Randolph AFB, TX 78150-4742	Commandant (G-WPM) 2100 Second Street, S.W. Washington, DC 20593-0001

Application for Review of Discharge or Dismissal from the Armed Forces of  
the United States

7-d) Copy of Letter of Recommendation used for Tutoring Center, [REDACTED]  
[REDACTED]

7-e) Unofficial Cop of Hillsborough Community Colleges Transcripts

7-f) Copy of Induction Certificate into the National Honor Society

7-h) Copy of DD Form 214

8) Issue 2

I would like my discharge changed from General Under Honorable Conditions to Honorable. First, prior to my deployment for Desert Shield, I was a member of the Scott Air Force Base Honor Guard and served at several funerals. Second, during my deployment, I worked for the Electrical Shop during the day which was my assigned duties, but I also volunteered to serve for the Water Treatment Shop at night because they were short handed. I do not believe these actions to be those of an average Airman, but one that put the needs of the military ahead of his own. I would like my discharge to be upgraded to reflect the character shown by these actions.