



**AIR FORCE DISCHARGE REVIEW BOARD DECISIONAL RATIONALE**

CASE NUMBER

**FD-2004-00166**

**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 two Article 15s, two Letters of Reprimand, and a Memorandum for Record for 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

[REDACTED]  
 (Former A1C) (HGH SGT)

MISSING MEDICAL RECORDS

1. **MATTER UNDER REVIEW:** Appl rec'd a GEN Disch fr Minot AFB, ND on 16 Nov 94 UP AFR 39-10, para 5-47b (Pattern of Misconduct - Conduct Prejudicial to Good Order and Discipline). Appeals for Honorable Discharge.

2. **BACKGROUND:**

a. DOB: 18 Nov 68. Enlmt Age: 18 0/12. Disch Age: 25 11/12. Educ: HS DIPL. AFQT: N/A. A-86, E-64, G-66, M-67. PAFSC: 3P051 - Security Journeyman. DAS: 29 Jun 94.

b. Prior Sv: (1) AFRes 9 Dec 86 - 29 Jun 87 (6 months 21 days) (Inactive).

(2) Enlisted as AB 30 Jun 87 for 6 yrs. Extended 5 Nov 91 for 7 months. Svd: 5 yrs 10 months 13 days, all AMS. A1C - 13 Aug 87. SrA - 13 Dec 89. SGT-(EPR Indicates): 20 Aug 90-19 Aug 91. APRs: 9,9. EPRs: 2(REF), 4,4.

3. **SERVICE UNDER REVIEW:**

a. Reenlisted as Sgt 14 May 93 for 5 yrs. Svd: 1 Yrs 6 Mo 2 Das, all AMS.

b. Grade Status: A1C - 22 Sep 94 (Article 15, 22 Sep 94)

c. Time Lost: None.

d. Art 15's: (1) 22 Sep 94, Minot AFB, ND - Article 86. You, did, on or about 6 Sep 94, without authority, fail to go at the time prescribed to your appointed place of duty. Reduction to A1C. (No appeal) (No mitigation)

(2) 14 Sep 93, RAF Mildenhall, England - Article 128. You did, on or about 26 Aug 93, unlawfully strike Amn [REDACTED], in the face with your hand and in the back with your fist. Reprimand. (No appeal) (No mitigation)

e. Additional: LOR, 20 OCT 94 - Dereliction of duty.  
 LOR, 09 SEP 94 - Failure to go.  
 MFR, 24 AUG 94 - Failure to go.

f. CM: None.

g. Record of SV: 20 Aug 92 - 19 Aug 93 RAF Mildenhall 3 (Annual)  
 20 Aug 93 - 17 Apr 94 RAF Mildenhall 3 (CRO)

h. Awards & Decs: AFGCM, NCOPMER, SAEMR, NDSM, AFOSLTR W/1 OLC, AFTR, AFLSAR, AFOUA W/3 OLCS.

i. Stmt of Sv: TMS: (7) Yrs (11) Mos (8) Das  
TAMS: (7) Yrs (4) Mos (18) Das

4. **BASIS ADVANCED FOR REVIEW:** Appln (DD Fm 293) dtd 11 Mar 04.  
(Change Discharge to Honorable)

ISSUES ATTACHED TO BRIEF.

**ATCH**

1. Applicant's Issues.

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04 MAY 2004

PLAA

FD2004-00/66

### APPLICATION FOR THE REVIEW OF DISCHARGE OR DISMISSAL FROM THE ARMED FORCES OF THE UNITED STATES

(Please read instructions on Pages 3 and 4 BEFORE completing this application.)

Form Approved  
OMB No. 0704-0004  
Expires Aug 31, 2006

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#### PRIVACY ACT STATEMENT

AUTHORITY: 10 U.S.C. 1553; E.O. 9397.

PRINCIPAL PURPOSE(S): To apply for a change in the characterization or reason for military discharge issued to an individual.

ROUTINE USE(S): None.

DISCLOSURE: Voluntary; however, failure to provide identifying information may impede processing of this application. The request for Social Security Number is strictly to assure proper identification of the individual and appropriate records.

#### 1. APPLICANT DATA (The person whose discharge is to be reviewed). PLEASE PRINT OR TYPE INFORMATION.

a. BRANCH OF SERVICE (X one)  ARMY  MARINE CORPS  NAVY  AIR FORCE  COAST GUARD

b. NAME (Last, First, Middle Initial)

c. GRADE/RANK AT DISCHARGE

d. SOCIAL SECURITY NUMBER

#### 2. DATE OF DISCHARGE OR SEPARATION

(YYYYMMDD) (If date is more than 15 years ago, submit a DD Form 149)

1994/11/16

#### 4. DISCHARGE CHARACTERIZATION RECEIVED (X one)

- HONORABLE
- GENERAL/UNDER HONORABLE CONDITIONS
- UNDER OTHER THAN HONORABLE CONDITIONS
- BAD CONDUCT (Special court-martial only)
- UNCHARACTERIZED
- OTHER (Explain)

#### 5. BOARD ACTION REQUESTED (X one)

- CHANGE TO HONORABLE
- CHANGE TO GENERAL/UNDER HONORABLE CONDITIONS
- CHANGE TO UNCHARACTERIZED (Not applicable for Air Force)
- CHANGE NARRATIVE REASON FOR SEPARATION TO:

#### 3. UNIT AND LOCATION AT DISCHARGE OR SEPARATION

MTL 607 AFB  
(SECURITY POLICE) NORTH INDIAN

#### 6. ISSUES: WHY AN UPGRADE OR CHANGE IS REQUESTED AND JUSTIFICATION FOR THE REQUEST (Continue in Item 14. See instructions on Page 3.)

ON MAY 4th, 1990 I MARRIED A young lady whom I WAS VERY MUCH IN LOVE WITH. WE BOTH WERE YOUNG AND VERY AMBITIOUS. I WAS TRANSFERRED TO ANOTHER BASE ABOUT 180 MILES AWAY. I HEARD RUMORS THAT MY WIFE WAS UNFAITHFUL TO ME EVEN THOUGH WE WERE ONLY MARRIED A COUPLE OF WEEKS.

#### 7. (X if applicable) AN APPLICATION WAS PREVIOUSLY SUBMITTED ON (YYYYMMDD)

AND THIS FORM IS SUBMITTED TO ADD ADDITIONAL ISSUES, JUSTIFICATION, OR EVIDENCE.

#### 8. IN SUPPORT OF THIS APPLICATION, THE FOLLOWING ATTACHED DOCUMENTS ARE SUBMITTED AS EVIDENCE: (Continue in Item 17.)

If military documents or medical records are relevant to your case, please send copies.

#### 9. TYPE OF REVIEW REQUESTED (X one)

CONDUCT A RECORD REVIEW OF MY DISCHARGE BASED ON MY MILITARY PERSONNEL FILE AND ANY ADDITIONAL DOCUMENTATION SUBMITTED BY ME. I AND/OR (counsel/representative) WILL NOT APPEAR BEFORE THE BOARD.

I AND/OR (counsel/representative) WISH TO APPEAR AT A HEARING AT NO EXPENSE TO THE GOVERNMENT BEFORE THE BOARD IN THE WASHINGTON, D.C. METROPOLITAN AREA.

I AND/OR (counsel/representative) WISH TO APPEAR AT A HEARING AT NO EXPENSE TO THE GOVERNMENT BEFORE A TRAVELING PANEL CLOSEST TO (enter city and state) CONVERSE, TEXAS (NOTE: The Navy Discharge Review Board does not have a traveling panel.)

#### 10. a. COUNSEL/REPRESENTATIVE (if any) NAME (Last, First, Middle Initial) AND ADDRESS

(See Item 10 of the instructions about counsel/representative.)

#### b. TELEPHONE NUMBER (Include Area Code)

#### d. FAX NUMBER (Include Area Code)

#### 11. APPLICANT MUST SIGN IN ITEM 13.a. BELOW. If the record in question is that of a deceased or incompetent person, LEGAL PROOF OF DEATH OR INCOMPETENCY MUST ACCOMPANY THE APPLICATION. If the application is signed by other than the applicant, indicate the name (print) and relationship by marking a box below.

SPOUSE  WIDOW  WIDOWER  NEXT OF KIN  LEGAL REPRESENTATIVE  OTHER (Specify)

#### 12. a. CURRENT MAILING ADDRESS OF APPLICANT OR PERSON ABOVE

(Forward notification of any change in address.)

#### b. TELEPHONE NUMBER (Include Area Code)

#### c. E-MAIL

#### d. FAX NUMBER (Include Area Code)

#### 13. CERTIFICATION. I make the foregoing statements, as part of my claim, with full knowledge of the penalties involved for willfully making a false statement or claim. (U.S. Code, Title 18, Sections 287 and 1001, provide that an individual shall be fined under this title or imprisoned not more than 5 years, or both.)

CASE NUMBER  
(Do not write in this space.)

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00/66

#### a. SIGNATURE - REQUIRED (Applicant or person in Item 11 above)

#### b. DATE SIGNED - REQUIRED (YYYYMMDD)

2004/11/30

## 14. CONTINUATION OF ITEM 6, ISSUES (If applicable)

My NEW BRIDE continued to live with her mom at GREENHAM COMMUN (RAF) while I got things situated for her to join me at RAF MELDENHALL. I TOLD HER ABOUT THE RUMORS and asked that SHE NOT frequent other BASE CLUBS without me or let me know SAE WAS attending. SHE PROMISED SHE WOULD but it continued to happen. WE FINALLY MOVED in together About 2 months later at MELDENHALL. SHE BEGAN MAKING FRIENDS with other FEMALES THAT I KNEW WAS NOT FAITHFUL TO THEIR SPUSES. ONE OF

## 15. CONTINUATION OF ITEM 8, SUPPORTING DOCUMENTS (If applicable)

## 16. REMARKS (If applicable)

## MAIL COMPLETED APPLICATIONS TO APPROPRIATE ADDRESS BELOW.

**ARMY**

Army Review Boards Agency  
Support Division, St. Louis  
9700 Page Avenue  
St. Louis, MO 63132-5200  
(See <http://arba.army.pentagon.mil>)

**NAVY AND MARINE CORPS**

Naval Council of Personnel Boards  
720 Kennon Street, S.E.  
Room 309 (NDRB)  
Washington Navy Yard, DC 20374-5023

**AIR FORCE**

Air Force Review Boards Agency  
SAF/MRBR  
550-C Street West, Suite 40  
Randolph AFB, TX 78150-4742

**COAST GUARD**

U.S. Coast Guard  
Commandant (G-WPM)  
2100 Second Street, S.W. Room 5500  
Washington, DC 20593

HER NEW ACQUAINTANCES EVEN PROPOSED ME SEVERAL TIMES. I TOLD MY WIFE BUT SHE DID NOT BELIEVE ME UNTIL HER AND THE ACQUAINTANCE HAD AN DISAGREEMENT OVER MONEY MY WIFE LOANED HER. SHE THEN LET MY WIFE KNOW THAT SHE WANTED TO HAVE SEX WITH ME BUT I WOULDNT. AND THAT SHE WOULD TRY AGAIN IF SHE SAW ME. THAT'S WHEN ALL THE ACCUSATIONS OF ME WANTING TO OR WAS SLEEPING AROUND. THERE WERE NUMEROUS PHYSICAL ALTERCATIONS BETWEEN THE TWO OF US. MAINLY ME TRYING TO RUN OR GET AWAY FROM HER. MANY TIMES I WENT TO WORK WITH SCRATCHES & CUTS ON MY FACE & ARMS. MY SUPERVISORS, LT'S, OPS OFFICERS WOULD ASK ME DID I GET INTO IT WITH A CAT? (FIGHT) I JUST IGNORED THEM AND LAUGHED IT OFF. THEY ALL KNEW ME PERSONALLY FROM BEING ONE OF THE FOOTBALL PLAYERS ON MILCOENHAUS BASE TEAM AND ALSO FROM THE BASE BASKETBALL TEAM. IT ALL CAME TO THE FINAL STRAW WHEN I FOUND OUT SHE HAD SEVERAL AFFAIRS WHILE IN TECHNICAL SCHOOL IN KEOSAUKEE MISSISSIPPI. (SHE JOINED THE AIR FORCE ABOUT 9 MONTHS AFTER WE MARRIED.) I FOUND SEVERAL LETTERS FROM THE GUY SHE CHEATED WITH. THE LETTERS WERE VERY EXPLICIT IN NATURE. I TOLD HER I WAS VOLUNTEERING TO GO TO IRAQ AND WHEN I RETURNED, I WAS FILING FOR DIVORCE AND WANTED HER OUT THE HOUSE. I RETURNED 3 MONTHS LATER AND HAD SECOND THOUGHTS ABOUT THE SEPARATION. BUT SHE CONTINUED TO DO WHAT SHE WANTED. WE GOT INTO A BIG ARGUMENT ONE EVENING AND I STARTED TO LEAVE BUT SHE BLOCKED THE DOOR. HER SISTER WAS THERE AND JOINED IN THE ARGUMENT TELLING ME TO JUST TALK TO HER. I TRIED MOVING PAST HER AND SHE BECAME VIOLENT AND STARTED SCRATCHING AT MY FACE AS USUAL. I TRIED RESTRAINING HER AND THAT'S WHEN HER SISTER JOINED IN TELLING ME TO STOP HOLLING HER SISTER. I PICKED MY WIFE UP AND THREW HER ON THE COUCH SO I COULD RUN OUT THE BACK DOOR. SHE GRABBED A CAN OF SPRAY STARCH AND HIT ME IN THE HEAD AS I RAN. HER SISTER HAD GRABBED AN HAMMER I WAS USING EARLIER AND SWUNG IT AT ME. I GRABBED THE HAMMER AND THREW IT OUTSIDE. I THEN GRABBED THE STARCH AND SPRAYED IT IN BOTH OF THEIR FACES. SHE TOLD ME IF I LEFT SHE WOULD BREAK ALL MY ENTERTAINMENT EQUIPMENT, CD PLAYER, VCR, C.D.'S, ETC. WHICH SHE DID AS I FOUND OUT LATER. I LEFT THE HOUSE AND WENT TO BILLETING TO GET A ROOM FOR THE NIGHT. I WENT TO WORK AS USUAL THE NEXT DAY AND I TOLD MY FRIEND WHAT HAPPENED. MY FLIGHT CHIEF STATED, "DAMN MITH, WHAT HAPPEND TO YOUR FACE"? HE KNEW THE ANSWER AND I WAS EMBARRASSED AS USUAL. HERE I AM A STAR FOOTBALL PLAYER GETTING HIS ASS KICKED BY A LIL WOMAN. ABOUT AN HOUR LATER MY FLIGHT CHIEF CALLED ME IN FROM THE

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OFFICE. A FEW MINUTES LATER, ONE OF THE ROAD SERGEANTS CAME INTO THE ROOM AND READ ME MY RIGHTS. I TOLD HIM I DID NOTHING IN ORDER FOR HIM TO READ ME MY RIGHTS. HE STATED I TRASHED MY OWN HOUSE AND BEAT MY WIFE. I LAUGHED AND TOLD HIM TO LOOK AT ME AND LOOK AT HER & DECIDE FOR HIMSELF WHO GOT BEAT. I OBVIOUSLY HAD ALL THE MARKINGS. MY WIFE WROTE IN HER STATEMENT WHICH WAS LATER RECALLED BY HER THAT I BEAT HER AND HER SISTER BUT NEITHER HAD ANY MARKS. MY WIFE HAD A BRUISE ON HER HAZ FROM WHICH I THREW HER ON THE COUCH AND SHE HIT HER HAZ ON THE BACK SUPPORT CAUSING THE BRUISE. MY COMMANDER AT THE TIME ADVISED ME TO JUST ACCEPT THE PUNISHMENT (ARTICLE 15 SPENDING JUST) AND TO MOVE ON. I WAS OFFERED NO COUNSELING. NO ONE HEARD OR WANTED TO HEAR MY PART OF THE STORY. WHY? PROBABLY BECAUSE OF MY SIZE (6'3" 230 LBS) COMPARED TO MY WIFE. (5'6" 115 LBS) YOU KNOW, I FEEL THERE WERE NUMEROUS TIMES WHEN THE AIR FORCE SYSTEM FAILED ME. JUST SUCK IT UP AND TAKE WHAT'S GIVEN TO YOU. I TRANSFERRED TO MENOT AFB NORTH DAKOTA IN A SHORT TIME LATER. STILL MY EX-WIFE HATED ME. SHE & HER SISTER TRASHED THE HOUSE WE LIVED IN. (BASE HOUSING) MY PAYCHECK I SHOULD EARNED BY ABOUT 75% TO OFFSET COST FOR DAMAGES TO GOVT. HOUSING. HERE SHE IS MILITARY MEMBER ALSO, (ACTIVE DUTY AIR FORCE) BUT I PAY FOR HER DAMAGES BECAUSE MY NAME IS ON THE CONTRACT. JUST ACCEPT WHAT'S GIVEN TO YOU AND YOU'RE LUCKY YOU DID NOT GET KICKED OUT FOR SPOUSAL ABUSE. I'M SITTING THERE THINKING TO MYSELF WHY I WHAT DID I DO OR NOT DO TO DESERVE THIS. THE AIR FORCE EXCHANGE HAS THIS CREDIT CARD PROGRAM CALLED DEP. I THINK ITS THE STAR CARD TO DATE. MY LIMIT WAS ABOUT 15,000. I HAD NO BALANCE ~~EX~~ WHEN I LEFT ENGLAND, 3 MONTHS LATER, MY BALANCE IS MAXED OUT BUT I HAVEN'T CHARGED ANYTHING. I'M NOW RESPONSIBLE FOR THIS DEBT. BEFORE I LEFT ENGLAND THAT WAS MY #1 PRIORITY, NO DEBT. BUT HER NAME WAS ON MY ACCOUNT AND SHE'S AUTHORIZED TO USE IT, BUT I'M RESPONSIBLE FOR THE BILL. I WALKED AROUND MINDNOT FOR MONTHS IN A DAZE PASSED AT ANYBODY & EVERYBODY. NOT GIVING A DAM. NOT GOING TO WORK. CHARGED WITH FAILURE TO GO/APPEAR. DISORDERING MY COMMANDER. I DID NOT CARE. I WAS JUST UPSET AND FROD OFF AT THE U.S. AIR FORCE. HOW CAN ONE PERSON ASSUME SO MUCH FOR TRYING TO MAKE A FAMILY WITH SOMEONE HE LOVED. I WENT TO MY COMMANDER AFTER THE (ART. 15) AND TOLD HIM TO JUST LET ME GET OUT THE AIR FORCE. I COULD NOT TAKE IT ANY LONGER. HE ADVISED IT WAS NOT POSSIBLE BECAUSE I HAD RE-ENLISTED ONLY LESS THAN A YEAR AGO AND THAT MY REDUCTION IN GRADE FROM E-4 (Sgt) TO E-3 (Asg) WAS FOR ONLY A SHORT PERIOD. I TOLD HIM WHAT I WAS GOING THROUGH AND HE STATED HE WOULDN'T ALLOW ME TO GET OUT.



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I FELT LIKE A PRISONER WITH NO ONE TO TURN TO. ONE OF THE LIES I WERE TOLD WITH  
TOLD ME TO MAKE AN APPOINTMENT WITH THE AREA DEFENSE COUNCIL. I BASICALLY TOLD THEM  
I WANTED NOTHING ELSE TO DO WITH THE ARMY FORCE AND ALL MY TROUBLES. I BELIEVE DEEP DOWN  
THAT I WAS A CAREER MEMBER BUT THERE WERE TOO MANY SCARS. I DON'T THINK I HAD THE  
SUPPORT AND WAS OFFERED NONE BY MY SUPERVISORS. THEY SEEN ME COME TO WORK WITH MY  
BRUISES / SCARS BUT ONLY MADE SARCASTIC REMARKS OR JOKES ABOUT IT. IT TOOK ME TO BECOME  
A CIVILIAN POLICE OFFICER IN TITUSVILLE FLORIDA TO LEARN THAT A MAN CAN RECEIVE  
SPOUSAL ABUSE PROTECTION AS A WOMAN CAN. I WENT THROUGH THE MENTAL ANGUISH AND PHYSICAL.  
MY SPOUSE NOW IS A 15 YEAR MARINE MEMBER WHO HAS SUPPORTED ME TREMENDOUSLY WITHOUT ANY  
WHO KNOWS. I WAS ON THE FORCE ONLY 4 MONTHS BEFORE WALKING AWAY WITH <sup>THE</sup> ROOKIE OF THE YEAR  
HONOR. NAMED FOR OFFICER OF THE YEAR ATTENDED SEVERAL TRAINING SCHOOLS AND TRAINED NEW  
OFFICERS UNDER THE FIELD TRAINING OFFICER PROGRAM. I'M NOW CURRENTLY A FEDERAL RESERVE  
AND ENFORCEMENT OFFICER FOR THE [REDACTED]

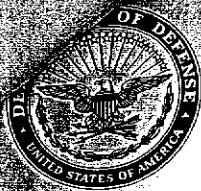
WOULD LIKE FOR YOU TO HEAR MY PLEA FOR JUSTICE AND UPGRADE MY DISCHARGE CHARACTERIZATION  
TO HONORABLE. THIS WOULD ENABLE ME TO MAKE UP AND SERVE MY COUNTRY AS I ONCE DID  
BEFORE WITHOUT ANY HESITATION ~~when~~ WHEN A SUPERVISOR OR FUTURE EMPLOYER LOOKS AT MY

DD 214 HONORABLE DISCHARGE.

THANK YOU,

Sincerely [REDACTED]

[REDACTED]



DEPARTMENT OF THE AIR FORCE

91ST MISSILE GROUP (AFSPC)

FD2004-00166

18 October 1994

MEMORANDUM FOR AIC [REDACTED]  
740th Missile Squadron

FROM: 740 MS/CC

SUBJ: Letter of Notification - Board Entitled - AFR 39-10, Para 5-47b

1. I am recommending your discharge from the United States Air Force for misconduct, specifically, conduct prejudicial to good order and discipline, according to AFR 39-10, under the provisions of paragraph 5-47b. 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 3 Oct 94, you willfully and flagrantly shirked your responsibility in carrying out a detail assigned to you. This is not the first occasion where you have deliberately evaded performing assigned duties. You received a Letter of Reprimand (LOR), 14 Oct 94, for malingering.

b. On or about 6 Sept 94, you failed to go at the time prescribed to your appointed place of duty, for which you received an Article 15, 27 Sep 94.

c. On or about 24 Aug 94, you failed to report for duty at the Base Recycling Center. Further investigation revealed you were absent from your appointed place of duty for several days during the second and third week of August. You received an LOR, 9 Sep 94, for your actions.

d. On or about 3 Aug 94, you were given written notice that you wrote two dishonored checks on 8-9 Jul 94 for \$150.00 each. You were given a second written notice on 18 Aug 94 for failure to pay again.

e. On or about 15 Aug 94, your commander was notified that you were 2 months late on your AAFES Credit Program payment, with your total bill being \$2,311.17.

f. On or about 26 Aug 93, at RAF Mildenhall, you unlawfully struck your wife in the face and back with your hands and feet, for which you received an Article 15, 14 Sep 93.

3. This action could result in your separation with an under other than honorable conditions discharge. I am recommending that you receive an under other than honorable conditions 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 received a medical examination on 3 Aug 94.

6. Military legal counsel has been obtained to assist you. An appointment has been scheduled for you to consult [REDACTED], Area Defense Counsel, at his office, 300 Summit Drive, Room 306A, at 1100 hours, on 19 Oct 94. Instead of the appointed counsel, you may have another, if the lawyer you request is in the active military counsel, you have the right to employ civilian counsel. The Air Force does not 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 statements must be signed in the presence of your counsel who also will 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 2. A copy of AFR 39-10 is available for your use in the Orderly Room.

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

[REDACTED]

**Attachments:**

1. LOR, 14 Oct 94
  - a. Article 15 w/atchs, 27 Sep 94
  - b. LOR w/atchs, 9 Sep 94
  - c. Dishonored Check Notification, 3 Aug 94
  - d. Overdue DPP Account Ltr, 15 Aug 94
  - e. Article 15, 14 Sep 93
2. Receipt of Letter of Notification