

# AIR FORCE DISCHARGE REVIEW BOARD HEARING RECORD

<b>NAME OF SERVICE MEMBER (LAST, FIRST MIDDLE INITIAL)</b> <div style="background-color: black; width: 100%; height: 1.2em;"></div>		<b>GRADE</b> A1C	<b>AFSN/SSAN</b> <div style="background-color: black; width: 100%; height: 1.2em;"></div>																																			
<b>TYPE GEN</b>		<b>PERSONAL APPEARANCE</b>	<b>X</b> <b>RECORD REVIEW</b>																																			
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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																																						
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<b>INDORSEMENT</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-2004-00334**

**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 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 that would justify a change of discharge.

**ISSUE:** The applicant submitted no issues and requested that the review be completed based on the available service record. The Board reviewed the entire record and found no evidence of impropriety or inequity in this case on which to base an upgrade of discharge. The records indicated the applicant received an Article 15 for wrongfully using marijuana. 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 SRA)

1. **MATTER UNDER REVIEW:** Appl rec'd a GEN Disch fr Brooks AFB, TX on 27 Jun 02 UP AFI 36-3208, para 5.54 (Misconduct - Drug Abuse). Appeals for Honorable Discharge.

2. **BACKGROUND:**

a. DOB: 2 Nov 79. Enlmt Age: 17 9/12. Disch Age: 22 7/12. Educ: HS DIPL. AFQT: N/A. A-53, E-52, G-55, M-34. PAFSC: 3E751 - Fire Protection Journeyman. DAS: (EPR Indicates): 10 Dec 97-9 Aug 99.

b. Prior Sv: (1) AFRes 15 Aug 97 - 9 Dec 97 (3 months 25 days) (Inactive).

3. **SERVICE UNDER REVIEW:**

a. Enlisted as AB 10 Dec 97 for 4 yrs. Svd: 4 Yrs 6 Mo 18 Das, all AMS.

b. Grade Status: A1C - 23 May 02 (Article 15, 23 May 02)  
SrA - (EPR Indicates): 10 Aug 00-5 May 01  
A1C - 10 Apr 99  
Amn - 10 Jun 98

c. Time Lost: None.

d. Art 15's: (1) 23 May 02, Brooks AFB, TX - Article 112a. You, did, at or near San Antonio, TX, on divers occasions between on or about 8 Feb 02 and on or about 8 Mar 02, wrongfully use marijuana, a Schedule I controlled substance. Reduction to A1C, and a reprimand. (No appeal) (No mitigation)

e. Additional: Unknown.

f. CM: None.

g. Record of SV: 10 Dec 97 - 9 Aug 99 Brooks AFB 3 (Initial)  
10 Aug 99 - 9 Aug 00 Brooks AFB 4 (Annual)  
10 Aug 00 - 5 May 01 Brooks AFB 3 (CRO)

h. Awards & Decs: AFTR, AFLSAR W/1 DEV, NDSM, AFOUA.

i. Stmt of Sv: TMS: (4) Yrs (10) Mos (13) Das  
TAMS: (4) Yrs (6) Mos (18) Das

4. **BASIS ADVANCED FOR REVIEW:** Appln (DD Fm 293) dtd 1 Aug 04.

FD2004-00334

(Change Discharge to Honorable)

NO ISSUES SUBMITTED.

**ATCH**

None.

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