

AIR FORCE DISCHARGE REVIEW BOARD HEARING RECORD

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| NAME OF SERVICE MEMBER (LAST, FIRST MIDDLE INITIAL) | | GRADE SRA | | AFSN/SSAN | | | | | | | | | | | | | | | |
| TYPE HON | PERSONAL APPEARANCE | X | RECORD REVIEW | | | | | | | | | | | | | | | | |
| <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td colspan="2" style="text-align: center;">COUNSEL</td> </tr> <tr> <td style="width: 50%;">YES</td> <td style="width: 50%;">No</td> </tr> <tr> <td></td> <td style="text-align: center;">X</td> </tr> </table> | | COUNSEL | | YES | No | | X | NAME OF COUNSEL AND OR ORGANIZATION | | | | | | | | | | | |
| COUNSEL | | | | | | | | | | | | | | | | | | | |
| YES | No | | | | | | | | | | | | | | | | | | |
| | X | | | | | | | | | | | | | | | | | | |
| | | ADDRESS AND OR ORGANIZATION OF COUNSEL | | | | | | | | | | | | | | | | | |
| MEMBER SITTING | | VOTE OF THE BOARD | | | | | | | | | | | | | | | | | |
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| ISSUES A93.09 | | INDEX NUMBER A45.00 | | EXHIBITS SUBMITTED TO THE BOARD <table border="1" style="width: 100%; border-collapse: collapse;"> <tr><td style="width: 5%;">1</td><td>ORDER APPOINTING THE BOARD</td></tr> <tr><td>2</td><td>APPLICATION FOR REVIEW OF DISCHARGE</td></tr> <tr><td>3</td><td>LETTER OF NOTIFICATION</td></tr> <tr><td>4</td><td>BRIEF OF PERSONNEL FILE</td></tr> <tr><td></td><td>COUNSEL'S RELEASE TO THE BOARD</td></tr> <tr><td></td><td>ADDITIONAL EXHIBITS SUBMITTED AT TIME OF PERSONAL APPEARANCE</td></tr> <tr><td></td><td>TAPE RECORDING OF PERSONAL APPEARANCE</td></tr> </table> | | 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 | | ADDITIONAL EXHIBITS SUBMITTED AT TIME OF PERSONAL APPEARANCE | | TAPE RECORDING OF PERSONAL APPEARANCE |
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| HEARING DATE 28 Apr 2005 | | CASE NUMBER FD-2004-00441 | | | | | | | | | | | | | | | | | |
| APPLICANT'S ISSUE AND THE BOARD'S DECISIONAL RATIONALE 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 Names and votes will be made available to the applicant at the applicant's request. | | | | | | | | | | | | | | | | | | | |
| SIGNATURE OF BOARD PRESIDENT <div style="border: 1px solid black; height: 30px; width: 80%; margin: 5px auto;"></div> | | | | | | | | | | | | | | | | | | | |
| INDORSEMENT | | | | | | | | | | | | | | | | | | | |
| TO: SAF/MRBR 550 C STREET WEST, SUITE 40 RANDOLPH AFB, TX 78150-4742 | | | FROM: 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-2004-00441

GENERAL: The applicant appeals for a change to the reason and authority for the discharge, and to change the reenlistment code.

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: Change of reason and authority for discharge, and change of reenlistment code 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 in the reason and authority for the discharge or to change the RE Code.

ISSUE: Applicant does not contest the discharge. He simply states that he would like to reenter the military. The records indicated the applicant received an Honorable discharge. The reason for discharge was for his Failure in the Alcohol Abuse Treatment Program. The DRB opined that through this program, the applicant had ample opportunities to change his negative behavior; however, he continued to drink which resulted in failure of the program. 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

(Former SRA) (HGH SRA)

1. **MATTER UNDER REVIEW:** Appl rec'd a HON Disch fr Wright-Patterson AFB, OH on 24 Dec 96 UP AFI 36-3208, para 5.32.1.2 (Failure In Alcohol Abuse Treatment). Appeals to Change the RE Code and Reason and Authority for Discharge.

2. **BACKGROUND:**

a. DOB: 23 Apr 73. Enlmt Age: 19 5/12. Disch Age: 23 8/12. Educ: HS DIPL. AFQT: N/A. A-16, E-72, G-68, M-78. PAFSC: 2E151 - Satellite and Wideband Journeyman. DAS: 14 Dec 95.

b. Prior Sv: (1) AFRes 29 Sep 92 - 14 Dec 92 (2 months 16 days) (Inactive).
(2) Enlisted as AMN 15 Dec 92 for 4 yrs. Svd: 3 yrs 4 months 10 days, all AMS. A1C - 15 Oct 93. SrA - 15 Dec 95. EPRs: 3,3.

3. **SERVICE UNDER REVIEW:**

a. Reenlisted as SrA 26 Apr 96 for 4 yrs. Svd: 0 Yrs 7 Mo 28 Das, all AMS.

b. Grade Status: None.

c. Time Lost: None.

d. Art 15's: None.

e. Additional: Memo For SG, 9 Dec 96 - Substance Abuse Program Failure.
LOR, 15 JUL 96 - Making a false statement.

f. CM: None.

g. Record of SV: 5 Oct 95 - 4 Oct 96 Camp Humphreys AI 4 (Annual)

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

i. Stmt of Sv: TMS: (4) Yrs (2) Mos (26) Das
TAMS: (4) Yrs (0) Mos (10) Das

4. **BASIS ADVANCED FOR REVIEW:** Appln (DD Fm 293) dtd 29 Oct 04.
(Change RE Code and Reason and Authority for Discharge)

Issue 1: I would also like my re-entry code changed so I can enter back into the Air Force. Since my separation I have quit drinking alcohol and have developed a greater appreciation and respect for authority.

I have also submitted a copy of a letter from Delphi used to get back into school after separation from the Air Force.

ATCH

1. Criminal History Check.
2. Three Character References.

6JAN05/ia

FD 2004-00441

DEPARTMENT OF THE AIR FORCE
607 COMBAT COMMUNICATIONS SQUADRON (PACAF)
UNIT #15457
APO AREA PACIFIC 96271

12 Dec 96

MEMORANDUM FOR SRA

607 CBCS

FROM: 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 AFD 36-32 and AFI 36-3208, paragraph 5.32.1.2. If my recommendation is approved, your service will be characterized as honorable or general. I am recommending that your service be characterized as honorable.

2. My reasons for this discharge action are as follows:

a. On 26 November 1996, a Treatment Committee determined that you had failed to progress in the Substance Abuse Program Track 4a, outpatient treatment, due to your failure to maintain abstinence as required, failure to set and meet specific goals of rehabilitation, and having little or no personal commitment toward treatment, including poor motivation. (Atch 1.1, 1.2 and 1.3)

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 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.

3. You have the right to consult counsel. Military legal counsel has been obtained to assist you. For an appointment to consult the Area Defense Counsel (Capt. [REDACTED] bldg 937), please contact him at [REDACTED]. You may consult civilian counsel at your own expense.

4. You have the right to submit statements in your own behalf. Any statements you want the separation authority to consider must reach me by 1000 hours on 17 Dec 96 (3 workdays) unless you request and receive an extension for good cause shown. I will send them to the separation authority.


5. 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.

FD 2004-0044


6. You have been scheduled for a medical examination. You must report to the hospital at 0700 hours on 16 Dec 96.

7. 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 at the Orderly Room.

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

 Lt Col, USAF
Commander

Attachments:

1. Supporting documents:
 - 1.1 Letter from Mental Health (1 pp)
 - 1.2 Letter from MSgt  (1 pp)
 - 1.3 Form 2731
2. Receipt of notification memorandum