

AIR FORCE DISCHARGE REVIEW BOARD HEARING RECORD

(INITIAL)

TYPE GEN	PERSONAL APPEARANCE	X	RECORD REVIEW									
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 10%;">COUNSEL</td> <td style="width: 40%;">NAME OF COUNSEL AND OR ORGANIZATION</td> <td style="width: 50%;">ADDRESS AND OR ORGANIZATION OF COUNSEL</td> </tr> <tr> <td>YES</td> <td>No</td> <td></td> </tr> <tr> <td></td> <td style="text-align: center;">X</td> <td></td> </tr> </table>		COUNSEL	NAME OF COUNSEL AND OR ORGANIZATION	ADDRESS AND OR ORGANIZATION OF COUNSEL	YES	No			X			
COUNSEL	NAME OF COUNSEL AND OR ORGANIZATION	ADDRESS AND OR ORGANIZATION OF COUNSEL										
YES	No											
	X											
MEMBER'S STATEMENT 		VOTE OF THE BOARD										
		HON	GEN	UOTHC	OTHER	DENY						
						X						
						X						
						X						
						X						
ISSUES A93.19 A93.01 A93.09		INDEX NUMBER A67.10		EXHIBITS SUBMITTED TO THE BOARD								
				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							
HEARING DATE 16 Sep 2005		CASE NUMBER FD-2005-00097										
APPLICANT'S ISSUE AND THE BOARD'S DECISIONAL RATIONALE ARE DISCUSSED ON THE ATTACHED AIR FORCE DISCHARGE REVIEW BOARD DECISIONAL RATIONALE												
<p>Case heard at Washington, D.C.</p> <p>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.</p> <p>Names and votes will be made available to the applicant at the applicant's request.</p>												
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									

DATE: 9/19/2005

AIR FORCE DISCHARGE REVIEW BOARD DECISIONAL RATIONALE

CASE NUMBER

FD-2005-00097

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 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 contends discharge was based on depression and alcohol. The records indicated the applicant received three Article 15s, five Letters of Reprimand, and five Records of Individual Counseling for misconduct. Her misconduct included failure to go on multiple occasions, disrespectful language, dereliction of duty, disobeying a lawful order on two occasions, late for work on multiple occasions, failure to pay just debt, and having unauthorized person in dorm room and lying about it. The DRB opined that through these administrative actions, the applicant had ample opportunities to change her 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.

If she can provide additional documented information to substantiate an issue, the applicant should consider exercising her right to make a personal appearance before the Board. If she should choose to exercise her 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]
(Former AB) (HGH SrA)

1. **MATTER UNDER REVIEW:** Appl rec'd a GEN Disch fr Barksdale AFB, LA on 31 Dec 02 UP AFI 36-3208, para 5.49 (Misconduct - Minor Disciplinary Infractions). Appeals for Honorable Discharge.

2. **BACKGROUND:**

a. DOB: 7 Jun 80. Enlmt Age: 17 9/12. Disch Age: 22 6/12. Educ: HS DIPL. AFQT: N/A. A-70, E-50, G-62, M-44. PAFSC: 2A651A - Aerospace Propulsion Jet Engine Specialist. DAS: 24 Oct 98.

b. Prior Sv: (1) AFRes 26 Mar 98 - 16 Jun 98 (2 months 22 days) (Inactive).

3. **SERVICE UNDER REVIEW:**

a. Enlisted as AB 17 Jun 98 for 6 yrs. Svd: 4 Yrs 6 Mo 15 Das, of which AMS is 04 Yrs 05 Mo 17 Das (excludes 28 days lost time).

b. Grade Status: AB - 3 Dec 02 (Article 15, 3 Dec 02)
SrA - 29 Dec 00
A1C - 01 Aug 98

c. Time Lost: 06 Jun 02 thru 5 Jul 02 (28 days).

d. Art 15's: (1) 3 Dec 02, Barksdale AFB, LA - Article 86. You, did, on or about 18 Nov 02, without authority, fail to go at the time prescribed to your appointed place of duty. Article 91. You, on or about 18 Nov 02, were disrespectful in language toward TSgt [REDACTED] a noncommissioned officer, then know by you to be a noncommissioned officer, who was then in the execution of his office, by saying to him, "You are an asshole and you can go fuck yourself," or words to the effect. Reduction to AB. (Appeal/Denied) (No mitigation)

(2) 21 May 02, Barksdale AFB, LA - Article 86. You did, on or about 11 Apr 02, without authority, fail to go at the time prescribed to your appointed place of duty. Suspended reduction to A1C. Thirty days correctional custody. (No appeal) (No mitigation)

(3) 10 Jul 00, Prince Sultan AB, Saudi Arabia - Article 92. You, who knew of your duties, on or about 24 Jun 00, was derelict in the performance of those duties in that you negligently failed to maintain a vigilant watch of the

third country nationals, as it was your duty to do.
Forfeiture of \$148.00 pay, and a reprimand. (No appeal)
(No mitigation)

- e. Additional: LOR, 31 MAY 02 - Disobey a lawful order.
LOR, 31 MAY 02 - Disobey a lawful order.
LOR, 31 MAY 02 - Failure to go.
RIC, 02 APR 02 - Late for work.
LOR, 13 JAN 02 - Dishonorably failed to pay a just debt.
RIC, 27 AUG 01 - Late for duty.
LOR, 17 AUG 99 - Late for work on several occasions.
RIC, 29 JUL 99 - Dereliction of duty.
RIC, 15 JUL 99 - Late for work.
RIC, 07 DEC 98 - Having an unauthorized person in dorm room
and lying about it.
- f. CM: None.
- g. Record of SV: 17 Jun 98 - 16 Feb 00 Barksdale AFB 4 (Initial)
17 Feb 00 - 16 Feb 01 Barksdale AFB 4 (Annual)
17 Feb 01 - 16 Feb 02 Barksdale AFB 4 (Annual)
17 Feb 02 - 21 May 02 Barksdale AFB 2 (Cmdr Dir)REF
- h. Awards & Decs: AFTR, NDSM, AFEM, AFLSAR W/1 OLC, AFOUA W/1 OLC.
- i. Stmt of Sv: TMS: (4) Yrs (8) Mos (8) Das
TAMS: (4) Yrs (5) Mos (17) Das

4. BASIS ADVANCED FOR REVIEW: Appln (DD Fm 293) dtd 21 Feb 05.
(Change Discharge to Honorable)

ISSUES ATTACHED TO BRIEF.

ATCH

1. Applicant's Issues.
2. Eight(8) Letters of Appreciation.

21APR05/ia

FD 2005-00097

Thursday, February 24, 2005

Under Honorable Discharge Conditions

To whom it may concern:

I was 18 years old when I joined the Air Force. I wanted to learn a trade and felt that the Air Force was the best option for me. During basic training I found myself loving it, I liked the goals laid out in front of me. After basic I went to Tech school. There I was given goals as well. When I arrived at Barksdale Air Force Base Shreveport, LA. I started to settle in to my new life. After the first two or three months I started to become depressed. I went to see the Doctor and was put on antidepressants. They seemed to work for a while.

After the first year the antidepressants did not seem to be doing the job. I found myself drinking alcohol to get through the days. This is how my life went for the next four years. I started to become more and more depressed. They even checked into the V.A. psyche ward for a couple of days. I was becoming very moody and unreliable. I was talking with my mental health professional and he suggested that maybe a medical discharge was the best path for me. Then I found myself pregnant.

My mood at work was reflecting my life. I was difficult and hard to work with. My supervisor tried to talk to me and without considering my actions I said some inappropriate things. That was when, due to my actions, the paperwork was started to discharge me Under Honorable Conditions from the Air Force.

I know there is no excuse for what I did wrong. But since I have been home and had my daughter, I have started to repair my life. I am currently living with my parents and am enrolled in school. I have turned, and will continue to turn, my life around. I look back and regret the things I have done and realize now how I should have handled the situations. I have received some LOA's and will include them with this letter to show that I have done some good deeds while in the service.

I am now asking you to please consider changing the status of my discharge from Under Honorable Conditions to Honorable.

Most sincerely,





FD 2005-00097

DEPARTMENT OF THE AIR FORCE
HEADQUARTERS 2D BOMB WING (ACC)
BARKSDALE AIR FORCE BASE, LA

DEC 18 2002

MEMORANDUM FOR AB [REDACTED]

FROM: 2 MXS/CC

SUBJECT: Notification Memorandum

1. I am recommending your discharge from the United States Air Force for minor disciplinary infractions. The authority for this action is AFPD 36-32 and AFI 36-3208, Chapter 5, Section H, Paragraph 5.49. If your discharge 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 reasons for this action are:

a. On or about 18 Nov 02, you failed to go at the time prescribed to your appointed place of duty, and you were disrespectful to a noncommissioned officer. For this incident, you received an Article 15, dated 26 Nov 02.

b. On or about 11 Apr 02, you failed to go at the time prescribed to your appointed place of duty. For this incident, you received an Article 15, dated 17 May 02.

c. On or about 30 May 02, you disobeyed a lawful order when you were given a list of items to produce for Bag-Drag, and you failed to produce those items. For this incident, you received a Letter of Reprimand, dated 31 May 02.

d. On or about 30 May 02, you disobeyed a lawful order to have the required items for Bag-Drag inspection when you failed to bring those items as ordered. For this incident, you received a Letter of Reprimand, dated 31 May 02.

e. On or about 30 May 02, you failed to go when you were ordered to obtain the items for the Bag-Drag inspection and return to duty, and you failed to return to duty as ordered. For this incident, you received a Letter of Reprimand, dated 31 May 02.

f. On or about 2 April 02, you failed to go at the time prescribed to your appointed place of duty. For this incident, you received a Record of Individual Counseling, dated 2 Apr 02.

g. On or about 27 Sep 01, you failed to pay your debt when you uttered a check for \$1700.00 and did not have sufficient funds to honor that check. For this incident, you received a Letter of Reprimand, dated 15 Jan 02.

h. On or about 27 Aug 01, you failed to go at the time prescribed to your appointed place of duty. For this incident, you received a Record of Individual Counseling, dated 27 Aug 01.

i. On or about 16 Aug 99, you failed to go at the time prescribed to your appointed place of duty. For this incident, you received a Letter of Reprimand, dated 17 Aug 99.

j. On or about 23 July 99, you were derelict in your duty when you failed to service an Aircraft oil tank properly. For this incident, you received a Record of Individual Counseling, dated 29 Jul 99.

k. On or about 15 Jul 99, you failed to go at the time prescribed to your appointed place of duty. For this incident, you received a Record of Individual Counseling, dated 15 Jul 99.

l. On or about 5 Dec 98, you failed to obey a lawful order when you were ordered not to allow a particular person in your dorm room, and you allowed that person in your dorm room. For this incident, you received a Record of Individual Counseling, dated 7 Dec 98.

3. Copies of the documents to support this recommendation are attached and will be forwarded to the separation authority. The separation authority will make the findings and recommendations required under 10 U.S.C. 2005(g) regarding recoupment of education assistance funds, if applicable. 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 CAPT [REDACTED], Area Defense Counsel, Building 4714, third floor, phone number 456-8355 at 1030 hours on 19 DEC 20 02. 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 1330 hours on 28 DEC 20 02 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 have been scheduled for a medical examination. You must report to the 2d Medical Group, Physical Exam Section at 0830 hours on 19 DEC 20 02 and an additional examination will be scheduled if necessary.

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 the unit orderly room.

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


Col, USAF
Commander, 2d Maintenance Squadron

Attachments:

1. Supporting Documents
2. Receipt of Notification Memorandum