

**AIR FORCE DISCHARGE REVIEW BOARD HEARING RECORD**

<b>NAME OF SERVICE MEMBER (LAST, FIRST MIDDLE INITIAL)</b> <div style="border: 1px dashed black; height: 20px; width: 100%;"></div>		<b>GRADE</b> AMN	<b>AFSN/SSAN</b> <div style="border: 1px dashed black; height: 20px; width: 100%;"></div>						
<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>								
<b>MEMBER SITTING</b> <div style="border: 1px dashed black; height: 100px; width: 100%;"></div>		<b>VOTE OF THE BOARD</b>							
		<b>HON</b>	<b>GEN</b>	<b>UOTHC</b>	<b>OTHER</b>	<b>DENY</b>			
		<b>X</b>							
						<b>X</b>			
		<b>X</b>				<b>X</b>			
<b>ISSUES</b> A92.35 A94.53		<b>INDEX NUMBER</b> A67.90		<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> 25 May 2006		<b>CASE NUMBER</b> FD-2005-00376							
<b>APPLICANT'S ISSUE AND THE BOARD'S DECISIONAL RATIONAL ARE DISCUSSED ON THE ATTACHED AIR FORCE DISCHARGE REVIEW BOARD DECISIONAL RATIONALE</b>									
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.									
<b>SIGNATURE OF RECORDER</b> <div style="border: 1px dashed black; height: 20px; width: 100%;"></div>				<b>SIGNATURE OF BOARD PRESIDENT</b> <div style="border: 1px dashed black; height: 20px; width: 100%;"></div>					
<b>INDORSEMENT</b>				<b>DATE: 5/30/2006</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-2005-00376**

**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 received a General discharge for Pattern of Misconduct – Conduct Prejudicial to Good Order and Discipline

Applicant contends discharge was inequitable because it was based on one isolated incident and the reason for the discharge no longer exists. The records indicated the applicant received an Article 15, three Letters of Reprimand, one Letter of Admonishment, two Records of Individual Counseling and one Memorandum for Record for misconduct to include failure to go, failure to follow numerous standard operating procedures, and numerous instances of tardiness,. The DRB opined that through these administrative actions, the applicant had ample opportunities to change his negative behavior. The Board found applicant's issues to be without merit and concluded the misconduct was a significant departure from conduct expected of all military members and 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 AMN) (HGH AMN)

1. **MATTER UNDER REVIEW:** Appl rec'd a GEN Disch fr USAF Keesler AFB, MS on 5 Aug 91 UP AFR 39-10, para 5-47b (Pattern of Misconduct - Conduct Prejudicial to Good Order and Discipline). Appeals for Honorable Disch.

2. **BACKGROUND:**

a. DOB: 8 May 70. Enlmt Age: 19 10/12. Disch Age: 21 2/12. Educ: HS DIPL. AFQT: N/A. A-53, E-62, G-64, M-89. PAFSC: 90230 - Apprentice Medical Service Specialist. DAS: 18 Sep 90.

b. Prior Sv: None.

3. **SERVICE UNDER REVIEW:**

a. Enlisted as AB 22 Mar 90 for 4 yrs. Svd: 01 Yrs 04 Mo 14 Das, all AMS.

b. Grade Status: Amn - 22 Sep 90

c. Time Lost: None.

d. Art 15's: (1) 13 May 91, Keesler AFB, MS - Article 86. You did, on or about 22 Apr 91, without authority, fail to go at the time prescribed to your appointed place of duty, to wit: Keesler Technical Training Center Medical Center, Bldg #0468. Suspended reduction to AB. Forfeiture of \$197.00 pay and 7 days correctional custody. (Appeal/Withdrawn) (No mitigation)

e. Additional: LOR/UIF, 10 JUL 01 - Dereliction of duty.  
LOR, 05 JUN 91 - Failure to go.  
MFR, 23 APR 91 - Late for duty.  
LOR/UIF, 29 MAR 91 - Failure to go.  
LOA, 14 FEB 91 - Late for duty.  
RIC, 05 FEB 91 - Late for duty.  
RIC, 28 DEC 90 - Late for duty.

f. CM: None.

g. Record of SV: None.

h. Awards & Decs: AFTR, NDSM.

i. Stmt of Sv: TMS: (01) Yrs (04) Mos (14) Das  
TAMS: (01) Yrs (04) Mos (14) Das

4. **BASIS ADVANCED FOR REVIEW:** Appln (DD Fm 293) dtd 22 Sep 05.  
(Change Discharge to Honorable)

Issue 1: My discharge was inequitable because it was based on one isolated incident during my enlistment - Reason for discharge no longer exists.

**ATCH**

1. DD Form 214.

21NOV05/ia



DEPARTMENT OF THE AIR FORCE  
HEADQUARTERS KEESLER TECHNICAL TRAINING CENTER (ATC)  
KEESLER AIR FORCE BASE MS 39534-5000

REPLY TO  
ATTN OF: KTTTC/SGQ

19 JUL 1991

SUBJECT: Letter of Notification

TO: AMN [REDACTED]  
USAF Medical Center

1. I am recommending your discharge from the United States Air Force for conduct prejudicial to good order and discipline. The authority for this action is AFR 39-10, paragraph 5-47b. If my recommendation is approved, your service will be characterized as honorable or general. I am recommending that your service be characterized as general.

2. My reasons for this action are:

a. On 28 Dec 90, you were approximately 40 minutes late for work, for which you were counseled.

b. On 26 Jan 91, you were several hours late for work, for which you were counseled on 5 Feb 91.

c. On 13 Feb 91, you failed to report to duty at the appointed time of 0645 hrs, in the KTTTC Medical Center Nursery, for which you were admonished on 14 Feb 91.

d. On 11 Mar 91, you were 10 minutes late for duty. On 20 Mar 91, you were 5 minutes late for duty, for which you were reprimanded and an Unfavorable Information File (UIF) established on 29 Mar 91.

e. On or about 22 Apr 91, you did fail to go at the time prescribed to your appointed place of duty, to wit: KTTTC Medical Center, Bldg #0468, for which you received an Article 15 on 13 May 91. Punishment imposed was reduction to the grade of airman basic, suspended until 12 Nov 91 at which time it will be remitted without further action unless sooner vacated, forfeiture of \$197.00 pay and 7 days correctional custody beginning 15 May 91.

f. On or about 31 May 91, you failed to attend a mandatory detail briefing for a base inventory detail, for which you were reprimanded on 5 Jun 91.

g. On 2 Jul 91, during your shift, you failed to follow numerous standard operating procedures and specific instructions from the nurse in charge, 2nd Lt [REDACTED], for which you were reprimanded and an UIF entry made on 10 Jul 91.

3. Copies of the documents to be forwarded to the separation authority in support of this recommendation are attached. The Commander, 3380 Air Base Group, Keesler Air Force Base, Mississippi, 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.

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 at Bldg 0701, Room 124, on 19 Jul 91 at 1100 hours. 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 24 Jul 91 at 1015 hours 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 USAF Medical Center, Keesler, at 0700 hours on 22 Jul 91 for the examination.

8. Any personal information you furnish in rebuttal is covered by the Privacy Act Statement as explained in AFR 39-10, Attachment 6. A copy of AFR 39-10 is available for your use from your case worker.

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

Commander, Hd Sq Section  
USAF Medical Center

8 Atch

1. Airman's Acknowledgement
2. AF Form 174, 28 Dec 90
3. AF Form 174, 5 Feb 91
4. LOA, 14 Feb 91
5. LOR w/atchs, 29 Mar 91
6. AF Form 3070, 13 May 91
7. LOR, 5 Jun 91
8. LOR w/atchs, 10 Jul 91