

**AIR FORCE DISCHARGE REVIEW BOARD HEARING RECORD**

NAME OF SERVICE MEMBER (LAST, FIRST MIDDLE INITIAL) [ ]	GRADE  SRA	AFSN/SSAN [ ]
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<b>TYPE GEN</b>		<b>PERSONAL APPEARANCE</b>	<b>X</b>	<b>RECORD REVIEW</b>
<b>COUNSEL</b>		NAME OF COUNSEL AND OR ORGANIZATION	ADDRESS AND OR ORGANIZATION OF COUNSEL	
YES	No			
	<b>X</b>			

MEMBER SITTING	VOTE OF THE BOARD				
	HON	GEN	UOTHC	OTHER	DENY
[ ]					X**
[ ]					X**
[ ]					X**
[ ]					X**
[ ]					X**

<b>ISSUES</b>	A94.05	<b>INDEX NUMBER</b>	A67.10 A28.00	<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>	28 Jul 2006	<b>CASE NUMBER</b>	FD-2005-00400
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APPLICANT'S ISSUE AND THE BOARD'S DECISIONAL RATIONAL ARE DISCUSSED ON THE ATTACHED AIR FORCE DISCHARGE REVIEW BOARD DECISIONAL RATIONALE

Case heard in 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.

\*Reason and Authority  
+Reenlistment Code

<b>SIGNATURE OF RECORDER</b>	<b>SIGNATURE OF BOARD PRESIDENT</b>
[ ]	[ ]

**INDORSEMENT** **DATE: 7/31/2006**

<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
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**AIR FORCE DISCHARGE REVIEW BOARD DECISIONAL RATIONALE**

CASE NUMBER

**FD-2005-00400**

**GENERAL:** The applicant appeals for upgrade of discharge to honorable, to change the reason and authority for the discharge, and to change the reenlistment code.

The attached brief contains available pertinent data on the applicant and the factors leading to the discharge.

**FINDINGS:** Upgrade of discharge, change of reason and authority for discharge, and change of reenlistment code are 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:**

Issue 1. Although not explicitly stated, the applicant contends her discharge was inequitable because it was too harsh. She has expressed a desire for upgrade of her discharge to allow for reenlistment into the armed forces. The records indicated the applicant received an Article 15 and a Letter of Reprimand for misconduct. In reverse order of occurrence, the Letter of Reprimand was for unauthorized absence from duty. She also received an Article 15 for communicating a threat to injure a chief master sergeant by beating her up or stabbing her with a pair of scissors. She also communicated a threat to burn down the chief master sergeant's house. As a result of these actions, she received a suspended reduction to airman first class, forfeiture of pay and a reprimand. 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.

Issue 2. The DRB was pleased to see that the applicant was doing well. However, no inequity or impropriety in her discharge was suggested or found in the course of the hearing. The Board concluded the misconduct of the applicant appropriately characterized her term of service.

**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 GEN Disch fr USAF McChord AFB, WA on 18 May 04 UP AFI 36-3208, para 5.11.9 & 5.49 (Conditions that Interfere with Military Service (Mental Disorders) and Minor Disciplinary Infractions). Appeals for Honorable Discharge, and to Change the RE Code, Reason and Authority for Discharge.

**2. BACKGROUND:**

a. DOB: 21 Sep 82. Enlmt Age: 17 1/12. Disch Age: 21 7/12. Educ: HS DIPL. AFQT: N/A. A-74, E-65, G-66, M-28. PAFSC: 3A051 - Information Management Journeyman. DAS: 9 Nov 03.

b. Prior Sv: (1) AFRes 16 Nov 99 - 22 Nov 99 (7 days) (Inactive).

**3. SERVICE UNDER REVIEW:**

a. Enlisted as AB 23 Nov 99 for 4 yrs. Extended 18 Dec 02 for 15 months. Svd: 04 Yrs 05 Mo 26 Das, all AMS.

b. Grade Status: SrA - 7 May 02  
A1C - 7 Jan 00

c. Time Lost: None.

d. Art 15's: (1) 8 Apr 04, McChord AFB, WA - Article 134. You did, on or about 25 Mar 04, wrongfully communicate to SSgt [redacted] a threat to injure CMSgt [redacted] by beating her up or stabbing her with a pair of scissors. You did, on or about 25 Mar 04, wrongfully communicate to SSgt [redacted] a threat to burn down CMSgt [redacted] house. Suspended reduction to A1C. Forfeiture of \$369.00 pay, and a reprimand. (No appeal) (No mitigation)

e. Additional: LOR, 25 MAR 04 - Unauthorized absence from duty on 23 Mar 04 and 24 Mar 04.

f. CM: None.

g. Record of SV: 23 Nov 99 - 22 Jul 01 Minot AFB 4 (Initial)  
23 Jul 01 - 22 Jul 02 Minot AFB 4 (Annual)  
23 Jul 02 - 23 Sep 03 Randolph AFB 4 (Annual)

h. Awards & Decs: AFTR, AFGCM, NDSM, AFLSAR, AFOUA W/VALOR.

i. Stmt of Sv: TMS: (04) Yrs (06) Mos (03) Das  
TAMS: (04) Yrs (05) Mos (26) Das

**4. BASIS ADVANCED FOR REVIEW:** Appln (DD Fm 293) dtd 28 Sep 05.

(Change Discharge to Honorable Discharge, and Change the RE Code, Reason and Authority for Discharge)

ISSUES ATTACHED TO BRIEF.

**ATCH**

1. Applicant's Issues.

16DEC05/ia

All

<b>APPLICATION FOR THE REVIEW OF DISCHARGE FROM THE ARMED FORCES OF THE UNITED STATES</b> <i>(Please read instructions on Pages 3 and 4 BEFORE completing this application.)</i>		Form Approved OMB No. 0704-0004 Expires Aug 31, 2006
The public reporting burden for this collection of information is estimated to average 30 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden, to the Department of Defense, Executive Services and Communications Directorate (0704-0004). Respondents should be aware that notwithstanding any other provision of law, no person shall be subject to any penalty for failing to comply with a collection of information if it does not display a currently valid OMB control number. <b>PLEASE DO NOT RETURN YOUR FORM TO THE ABOVE ORGANIZATION. RETURN COMPLETED FORM TO THE APPROPRIATE ADDRESS ON BACK OF THIS PAGE.</b>		
<b>PRIVACY ACT STATEMENT</b>		
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.		
<b>1. APPLICANT DATA (The person whose discharge is to be reviewed). PLEASE PRINT OR TYPE INFORMATION.</b>		
a. BRANCH OF SERVICE (X one)	<input type="checkbox"/> ARMY	<input type="checkbox"/> MARINE CORPS
	<input checked="" type="checkbox"/> NAVY	<input checked="" type="checkbox"/> AIR FORCE
	<input type="checkbox"/> COAST GUARD	
b. NAME (Last, First, Middle Initial)	c. GRADE/RANK AT DISCHARGE E-4/SrA	d. SOCIAL SECURITY NUMBER
<b>2. DATE OF DISCHARGE OR SEPARATION (YYYYMMDD) (If date is more than 15 years ago, submit a DD Form 149)</b>		
<b>4. DISCHARGE CHARACTERIZATION RECEIVED (X one)</b>		
<input type="checkbox"/> HONORABLE		
<input checked="" type="checkbox"/> GENERAL/UNDER HONORABLE CONDITIONS		
<input type="checkbox"/> UNDER OTHER THAN HONORABLE CONDITIONS		
<b>3. UNIT AND LOCATION AT DISCHARGE OR SEPARATION</b>		
<input type="checkbox"/> BAD CONDUCT (Special court-martial only)		
<input type="checkbox"/> UNCHARACTERIZED		
<input checked="" type="checkbox"/> OTHER (Explain)		
<b>5. BOARD ACTION REQUESTED (X one)</b>		
<input type="checkbox"/> CHANGE TO HONORABLE		
<input type="checkbox"/> CHANGE TO GENERAL/UNDER HONORABLE CONDITIONS		
<input type="checkbox"/> CHANGE TO UNCHARACTERIZED (Not applicable for Air Force)		
<input checked="" type="checkbox"/> CHANGE NARRATIVE REASON FOR SEPARATION TO: Unsatisfactory Performance		
<b>6. ISSUES: WHY AN UPGRADE OR CHANGE IS REQUESTED AND JUSTIFICATION FOR THE REQUEST (Continue in Item 14. See Instructions on Page 3.)</b> I would like to join the Washington Army National Guard as a recruiter. In order to take such a position, my narrative reason must be changed. I made a mistake while I was in the Air Force. I got an article 15 for Wrongful Communication (JKN). I admit & recognize my mistakes. However, I know there are those in the military with multiple article 15's that are still serving their time. I understand the reasons for my discharge. I don't believe this type of discharge is normally given for this mistake. Misconduct is usually given		
<b>7. (X if applicable) AN APPLICATION WAS PREVIOUSLY SUBMITTED ON (YYYYMMDD) AND THIS FORM IS SUBMITTED TO ADD ADDITIONAL ISSUES, JUSTIFICATION, OR EVIDENCE.</b>		
<b>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.)</b>		
<b>9. TYPE OF REVIEW REQUESTED (X one)</b>		
<input checked="" type="checkbox"/> 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.		
<input type="checkbox"/> 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.		
<input type="checkbox"/> 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) Seattle Wa (NOTE: The Navy Discharge Review Board does not have a traveling panel.)		
<b>10. a. COUNSEL/REPRESENTATIVE (If any) NAME (Last, First, Middle Initial) AND ADDRESS (See Item 10 of the Instructions about counsel/representative.)</b> None		<b>b. TELEPHONE NUMBER (Include Area Code)</b> N/A
		<b>c. E-MAIL</b> N/A
		<b>d. FAX NUMBER (Include Area Code)</b> N/A
<b>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.</b>		
<input type="checkbox"/> SPOUSE <input type="checkbox"/> WIDOW <input type="checkbox"/> WIDOWER <input type="checkbox"/> NEXT OF KIN <input type="checkbox"/> LEGAL REPRESENTATIVE <input type="checkbox"/> OTHER (Specify)		
<b>12. a. CURRENT MAILING ADDRESS OF APPLICANT OR PERSON ABOVE (Forward notification of any change in address.)</b>		<b>b. TELEPHONE NUMBER (Include Area Code)</b>
		<b>c. E-MAIL</b>
		<b>d. FAX NUMBER (Include Area Code)</b>
<b>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.)</b>		<b>CASE NUMBER</b> (Do not write in this space.)  FD 2005-00400
<b>a. SIGNATURE - REQUIRED (Applicant or person in Item 11 above)</b>	<b>b. DATE SIGNED - REQUIRED (YYYYMMDD)</b>  20050928	

**14. CONTINUATION OF ITEM 8, ISSUES (If applicable)**  
 to individuals with criminal actions such as those who received civilian convictions or where charged with felony's or misdamenors. I don't agree that my opportunity to join any branch of service should have been taken away. I am more concerned with having my narritive reason and re-entry code changed than I am about having it upgraded to an honorable. I ask that you consider all aspects of what you could change my code to, that I am able to at least join the guard or reserve units. Thank you for your time.

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

None

**16. REMARKS (If applicable)**

I know a lot of applications that come through the board, do not get approved. Please consider me for re-enlistment. I served four years, five months and twenty-eight days of active duty. I served a year in technical training, two and a half years at Minot AFB ND, a year at Randolph AFB on a special duty assignment in AFPC, and six months at Mcchord AFB Wa, as a base of preference, before my enlistment was terminated. Since I've been out of the military, I've graduated from Ashmead College and am currently working on the last two years of my bachelors degree in social psychology. My intentions are to continue into medical school and work for the military. I enjoyed my time while I was in. I pray that as a board member, you will award me the opportunity to serve once more.

I ask for a second chance to finish my twenty years of service to our Country. I have had enough time to stop and think of the mistake that I made while I was in. I've never appreciated serving in the military more than I do now. Please consider the mistake I made not to happen again. I appreciate your time and the chance to serve again.

Shawna Ross

**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://arbs.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  
 650-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



DEPARTMENT OF THE AIR FORCE  
62D COMMUNICATIONS SQUADRON (AMC)

APR 29 2004

MEMORANDUM FOR SENIOR AIRMAN: [REDACTED]

FROM: 62 CS/CC

SUBJECT: Notification Memorandum

1. I am recommending your discharge from the United States Air Force based on Conditions that Interfere with Military Service (Mental Disorders) and Minor Disciplinary Infractions. The authority for this action is AFPD 36-32, *Military Retirements and Separations*, and AFI 36-3208, *Administrative Separation of Airmen*, paras 5.11.9 and 5.49, respectively. The primary basis for this discharge action is based on Minor Disciplinary Infractions. If my recommendation is approved, then your service will be characterized as General (Under Honorable Conditions).

2. My reasons for this action are:

a. On 5 Apr 04, Capt: [REDACTED] diagnosed you with Adjustment Disorder with Mixed Disturbance of Emotions and Conduct, Chronic Occupational Problems under Diagnostic and Statistical Manual IV (DSM-IV), Axis I and Personality Disorder, Not Otherwise Specified, Axis II. Capt: [REDACTED] opined that your disorder is so severe that your ability to function in the military environment is significantly impaired. Capt: [REDACTED] further said that these problems would continue if you were retained in the military, leading to further disruption of the mission. (See Atch 1a.)

b. On or about 25 Mar 04, you wrongfully communicated to SSgt: [REDACTED] a threat to injure CMSgt: [REDACTED] and burn down her house. For this misconduct, you received an Article 15. You were punished with a suspended reduction to E-3, forfeiture of \$369.00 pay, and a reprimand. This action initiated your Unfavorable Information File (UIF). (See Atchs 1b and 1d.)

c. On about 23 Mar 04, you left from your place of duty and remained absent for the remainder of your duty day. Additionally, on or about 24 Mar 04, you failed to go to your appointed place of duty at the prescribed time. For this misconduct, you received a Letter of Reprimand (LOR). (See Atch 1c.)

3. I have attached copies of the documents to be forwarded to the separation authority in support of my recommendation. The commander exercising special court-martial (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, then you will be ineligible for reenlistment in the Air Force and will probably be denied enlistment in any

component of the armed forces. Any special pay, bonus, or education assistance funds may be subject to recoupment.

4. You have the right to consult legal counsel. Military legal counsel is available to assist you. You have an appointment to consult the Area Defense Counsel, 305 6th Street, McChord AFB, WA 98438, 982-2240, on 29 Apr 04 at 1300 hours. You may consult civilian counsel at your own expense.
5. You have the right to submit statements in your own behalf. Any statements that you want the separation authority to consider must reach me by 4 May / 1000 (three workdays) unless you request and receive an extension for good cause. I will forward any such statements to the separation authority.
6. If you fail to consult counsel or to submit statements in your own behalf, then your failure will constitute a waiver of your right to do so.
7. You have been scheduled for a mandatory Transition Pre-separation Counseling appointment at the Family Support Center, bldg 551, on 29 Apr 04 at 1030 hours.
8. You have been scheduled for a medical examination. You must report to Family Practice in building 690, on 30 Apr 04 at 0800 hours.
9. The Privacy Act of 1974 protects any personal information you furnish in rebuttal. A copy of AFI 36-3208 is available for your use in the orderly room.
10. Execute the attached acknowledgment and return it to me immediately.

A  
\_\_\_\_\_

Commander

**Attachments:**

1. a. AF Form 3070, dtd 7 Apr 04  
b. Command-Directed Evaluation Memorandum, dtd 5 Apr 04  
c. LOR, dtd 25 Mar 04  
d. AF Form 1137, undated
2. Airman's Receipt of Notification Memorandum