

AIR FORCE DISCHARGE REVIEW BOARD HEARING RECORD

NAME OF SERVICE MEMBER (LAST, FIRST MIDDLE INITIAL) <div style="border: 1px solid black; height: 20px; width: 100%;"></div>	GRADE A1C	AFSN/SSAN <div style="border: 1px solid black; height: 20px; width: 100%;"></div>
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TYPE GEN	PERSONAL APPEARANCE	X	RECORD REVIEW
COUNSEL		ADDRESS AND OR ORGANIZATION OF COUNSEL	
YES	No		
	X		

MEMBER SITTING	VOICES OF THE BOARD				
	HON	GEN	UOTHC	OTHER	DENY
<div style="border: 1px solid black; height: 100%; width: 100%;"></div>					X
					X
					X
					X
					X

ISSUES A95.00 A01.00	INDEX NUMBER A49.00	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 HE

HEARING DATE 05 Oct 2006	CASE NUMBER FD-2006-00092	
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APPLICANT'S ISSUE AND THE BOARD'S DECISIONAL RATIONALE 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.

SIGNATURE OF RECORDER <div style="border: 1px solid black; height: 30px; width: 100%;"></div>	SIGNATURE OF BOARD PRESIDENT <div style="border: 1px solid black; height: 30px; width: 100%;"></div>
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INDORSEMENT	DATE: 10/12/2006
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 1335 COMMAND DR, 4E WING, 3RD FLOOR ANDREWS AFB, MD 20762-7002

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: Applicant received a General discharge for Unsatisfactory Performance--Irresponsibility in the Management of Personal Finances

Applicant did not submit issues, but stated that the basis for discharge no longer exists. The records indicate the applicant received two Article 15s and three Letters of Reprimand for financial irresponsibility, fail to pay debt and fail to maintain sufficient funds. The Board concluded the misconduct was a significant departure from conduct expected of all military members, found no inequity or impropriety, and concluded the characterization of the discharge received by the applicant was found to be appropriate.

The Board notes that if the applicant 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 Board 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 A1C) (HGH SRA)

1. **MATTER UNDER REVIEW:** Appl rec'd a GEN Disch fr USAF Incirlik AB, Turkey on 17 Mar 03 UP AFI 36-3208, para 5.26.4 (Unsatisfactory Performance - Irresponsibility in the Management of Personal Finances). Appeals for Honorable Discharge.

2. **BACKGROUND:**

a. DOB: 11 mar 80. Enlmt Age: 17 0/12. Disch Age: 23 0/12. Educ: HS DIPL. AFQT: N/A. A-63, E-21, G-48, M-13. PAFSC: 4N051 - Medical Service Apprentice. DAS: 3 Jul 02.

b. Prior Sv: (1) AFRes 22 Mar 97 - 12 Aug 97 (4 months 21 days) (Inactive).

(2) Enlisted as AB 13 Aug 97 for 4 yrs. Svd: 3 yrs 2 months 17 days, all AMS. AMN - 13 Feb 98. A1C - 13 Dec 98. SrA - 13 Aug 00. EPRs: 4,3.

3. **SERVICE UNDER REVIEW:**

a. Reenlisted as SrA 30 Oct 00 for 6 yrs. Svd: 02 Yrs 04 Mo 17 Das, all AMS.

b. Grade Status: A1C - 7 Nov 02 (Vacation of Article 15, 15 Jan 03)

c. Time Lost: None.

d. Art 15's: (1) 15 Jan 03, Vacation, Incirlik AB, Turkey - Article 134. You, being indebted to Customer Credit Corporation in the sum of \$344.01 for a judgment issued by the District Court, Oklahoma County, Oklahoma, which amount became due and payable on or about 14 May 02, did, from 7 Nov 02 to 9 Jan 03, dishonorably fail to pay said debt. Reduction to the grade of A1C. (No appeal) (No mitigation)

(2) 7 Nov 02, Incirlik AB, Turkey - Article 134. You did, on divers occasions, from about 20 Aug 02 to about 29 Aug 02, make and utter to Incirlik Air Base Finance Service Office certain checks, for the purpose of receiving cash, as follows, to wit: Check# 511, 20 Aug 02, in the amount of \$800.00; Check# 512, 22 Aug 02, in the amount of \$650.00; Check# 513, 29 Aug 02, in the amount of \$600.00, and did thereafter dishonorably fail to maintain sufficient funds in the Fort Sill National Bank for payment of such checks in full upon presentment

e. You did, from 7 November 2002 to 9 January 2003, dishonorably fail to pay Customer Credit Corporation in the sum of \$344.01 for a judgment issued by the District Court, Oklahoma County, Oklahoma, which money became due and payable on or about 14 May 2002. For this misconduct you received a Vacation Action, dated 15 Jan 03. This Vacation Action was placed in your UIF.

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 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 with the Area Defense Counsel at Bldg 948 on 20 Feb 03 at 0900. You may consult civilian counsel at your own expense.

5. You have the right to submit statements on your own behalf. Any statements you want the separation authority to consider must reach me by Tues 25 Feb 10⁰⁰ 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 39th Medical Group, Physical Exams at 1300 on 25 Feb 03 for the examination.

8. Any personal information you furnish in rebuttal will be covered by the Privacy Act of 1974. A copy of AFI 36-3208 is available for your use at the Area Defense Counsel's office.

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

[Redacted Signature Box]

Commander

Attachments:

- 1. Documents Supporting Discharge Action
 - a. LOR, dated 20 May 02
 - b. LOR, dated 23 May 02
 - c. AF Form 3070, dated 7 Nov 02
 - d. LOR, dated 26 Nov 02
 - e. AF Form 366, dated 15 Jan 03
- 2. Airman's Receipt of Notification Memorandum
- 3. [Redacted] Clearance Letter
- 4. Issue/Retrieval of Identification Card
- 5. Airman's Statement