

**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 <b>A1C</b>	AFSN/SSAN <div style="border: 1px solid black; height: 20px; width: 100%;"></div>
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<b>TYPE</b>	<b>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	
<b>YES</b>	<b>No</b>			
	<b>X</b>			

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

ISSUES <b>A93.33</b> <b>A94.05</b>	INDEX NUMBER <b>A67.10</b>	<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 HE

HEARING DATE <b>05 Oct 2006</b>	CASE NUMBER <b>FD-2006-00102</b>	
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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.

X - Upgrade, Reason and Authority and RE Code

SIGNATURE OF RECORDER <div style="border: 1px solid black; height: 20px; width: 100%;"></div>	SIGNATURE OF BOARD PRESIDENT <div style="border: 1px solid black; height: 20px; width: 100%;"></div>
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<b>INDORSEMENT</b>	<b>DATE: 10/11/2006</b>
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-2006-00102**

**GENERAL:** The applicant appeals for upgrade of discharge to honorable and to change 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:** Upgrade of discharge and 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:** Applicant received a General discharge for Misconduct--Minor Disciplinary Infractions

Issue 1: Applicant states that his discharge did not take into account the good things he did while in the service. The DRB took note of the applicant's duty performance as documented by his performance reports, awards and decorations and other accomplishments. The records indicate that the applicant received two Article 15s, two Letters of Reprimand and two Records of Individual Counseling for misconduct to include failure to obey, failure to support dependents, financial irresponsibility, failure to obey a no-contact order, late for work, failure to go, dereliction of duty, and sexual harassment. After thorough review of the records the Board found the seriousness of the willful misconduct offset any positive aspects of the applicant's duty performance. The Board concluded the discharge was appropriate for the reasons which were the basis for this case.

Issue 2. Applicant states of a personality conflict with commander led to his discharge. In reviewing the records the Board found no evidence of impropriety or inequity in the discharge and concluded the misconduct appropriately characterized. The Board found 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 SRA)

1. **MATTER UNDER REVIEW:** Appl rec'd a GEN Disch fr USAF Altus AFB, OK on 11 Jan 02 UP AFI 36-3208, para 5.49 (Misconduct - Minor Disciplinary Infractions). Appeals for Honorable Discharge, and to Change the RE Code, Reason and Authority for Discharge.

2. **BACKGROUND:**

a. DOB: 23 Jun 74. Enlmt Age: 21 2/12. Disch Age: 27 6/12. Educ: HS DIPL. AFQT: N/A. A-51, E-56, G-62, M-47. PAFSC: 1C151 - Air Traffic Control Journeyman. DAS: 9 Feb 00.

b. Prior Sv: (1) AFRes 29 Aug 95 - 26 Dec 95 (3 months 28 days) (Inactive).

(2) Enlisted as AB 27 Dec 95 for 4 yrs. Svd: 3 yrs 5 months 16 days, all AMS. AMN - 27 Jun 96. A1C - 27 Apr 97. SrA - 27 Dec 98. EPRs: 5,3.

3. **SERVICE UNDER REVIEW:**

a. Reenlisted as SrA 14 Jun 99 for 6 yrs. Svd: 02 Yrs 06 Mo 27 Das, all AMS.

b. Grade Status: Amn - 29 Nov 01 (Article 15, 29 Nov 01)  
A1C - 05 Jan 00 (Article 15, 05 Jan 00)

c. Time Lost: None.

d. Art 15's: (1) 29 Nov 01, Altus AFB, OK - Article 92. You, did, between on or about 1 Dec 00 and on or about 8 Nov 01, fail to obey a lawful general regulation, to wit: DOD FMR 7001.14R, Volumen 1, Chapter 26, and DFAS DEM 7073, Volumen 1, Chapter 26, by wrongfully failing to support dependents, as directed. Article 134. You, being indebted to Altus Finance Inc. in the sum of \$107.42 for five payments and one payment of \$107.40 for a loan of \$500.00, which amount became due and payable on 9 Jun 01, did, on divers occasions between on or about 9 Jun 01 and on or about 14 November 2001, dishonorably fail to pay said debt. Reduction to Amn, 15 days extra duty, and a reprimand. (No appeal) (No mitigation)

(2) 05 Jan 00, Spangdahlem AFB, Germany - Article 92. You, having knowledge of a lawful order issued by MSgt [redacted], 52d Operations Support Squadron First Sergeant on 12 Nov 99, not to have contact with A1C

[REDACTED], an order which it was your duty to obey, did, at or near Bitburg, Germany (Eifel West Annex), on or about 18 Nov 99, fail to obey the same by wrongfully inviting A1C [REDACTED] into your home. Reduction to A1C and 20 days extra duty. (No appeal) (No mitigation)

- e. Additional: LOR, 27 JUL 01 - Late for work.  
 LOR, 29 MAY 01 - Failure to go.  
 RIC, 23 MAY 01 - Dereliction of duty.  
 RIC, 05 DEC 00 - Sexual harrassment.

f. CM: None.

- g. Record of SV: 27 Aug 98 - 26 Aug 99 Spangdahlem AB 4 (Annual)  
 27 Aug 99 - 26 Aug 00 Altus AFB 4 (Annual)

h. Awards & Decs: AFAM, AFLSAR, AFTR, AFOSLTR, AFOUA W/1 DEV, AFGCM W/2 DEVS, NATOM, AFEM.

- i. Stmt of Sv: TMS: (06) Yrs (04) Mos (13) Das  
 TAMS: (06) Yrs (00) Mos (16) Das

4. BASIS ADVANCED FOR REVIEW: Appln (DD Fm 293) dtd 11 Mar 06  
 (Change Discharge to Honorable, and Change the RE Code, Reason and Authority for Discharge)

ISSUES ATTACHED TO BRIEF.

**ATCH**

1. Applicant's Issues.
2. DD Form 149.
3. DD Form 214.
4. Three Training Certificates.
5. Letter of Appreciation.
6. Air Force Achievement Medal.
7. Safety Achievement Award.
8. Armed Forces Expeditionary Medal.
9. NATO Medal.
10. Certificate of Appreciation.
11. Letter of Identification and Authorization (LOIA).
12. Private Investment License.

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FD2006-00102

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APPLICATION FOR THE REVIEW OF DISCHARGE OR DISMISSAL FROM THE ARMED FORCES OF THE UNITED STATES

(Please read instructions on Pages 3 and 4 BEFORE completing this application.)

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 Department of Defense, Washington Headquarters Services, Directorate for Information Operations and Reports (0704-0004), 1215 Jefferson Davis Highway, Suite 1204, Arlington, VA 22202-4302. 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.

PLEASE DO NOT RETURN YOUR FORM TO THE ABOVE ADDRESS. RETURN COMPLETED FORM TO THE APPROPRIATE ADDRESS ON BACK OF THIS PAGE.

PRIVACY ACT STATEMENT

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.

1. APPLICANT DATA (The person whose discharge is to be reviewed). PLEASE PRINT OR TYPE INFORMATION.

a. BRANCH OF SERVICE (X one) ARMY MARINE CORPS NAVY AIR FORCE COAST GUARD

b. NAME (Last, First, Middle Initial) c. GRADE/RANK AT DISCHARGE d. SOCIAL SECURITY NUMBER

2. DATE OF DISCHARGE OR SEPARATION (YYYYMMDD) (If date is more than 15 years ago, submit a DD Form 149)

20020111 4. DISCHARGE CHARACTERIZATION RECEIVED (X one) 5. BOARD ACTION REQUESTED (X one)

3. UNIT AND LOCATION AT DISCHARGE OR SEPARATION 97055, AITUS AFB, AITUS OK

6. ISSUES: WHY AN UPGRADE OR CHANGE IS REQUESTED AND JUSTIFICATION FOR THE REQUEST (Continue in Item 14. See instructions on Page 3.) I believe six years of service constitutes reason for nothing less than an Honorable Discharge. I do not justify receiving a General Under Honorable Conditions for the mere purpose of having a Commander who had a personality

7. (X if applicable) AN APPLICATION WAS PREVIOUSLY SUBMITTED ON (YYYYMMDD) AND THIS FORM IS SUBMITTED TO ADD ADDITIONAL ISSUES, JUSTIFICATION, OR EVIDENCE. 20060313 (DD149)

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.) Reference to letter received by SAF/MRBR on 16 MAR 2006, my supporting letter + attachments have been retained by this office along w/my DD149 awaiting this DD293.

9. TYPE OF REVIEW REQUESTED (X one) 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.

10.a. COUNSEL/REPRESENTATIVE (if any) NAME (Last, First, Middle Initial) AND ADDRESS b. TELEPHONE NUMBER (Include Area Code) c. E-MAIL d. FAX NUMBER (Include Area Code)

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.

12.a. CURRENT MAILING ADDRESS OF APPLICANT OR PERSON ABOVE (Forward notification of any change in address.) b. TELEPHONE NUMBER (Include Area Code) c. E-MAIL d. FAX NUMBER (Include Area Code)

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.) CASE NUMBER (Do not write in this space.)

a. SIGNATURE - REQUIRED (Applicant or person in Item 11 above) b. DATE SIGNED - REQUIRED (YYYYMMDD) 20060412 FD2006-00102

14. CONTINUATION OF ITEM 8, ISSUES (If applicable)

conflict with me. I passed one of the most mentally challenging schools the AF has. Upon doing so I proudly served in Germany, unknown location in Italy for the Kosovo Crisis, Altus AFB + Bosnia, Upon my return from Bosnia + was asked to deploy to Iraq, only not being able to for manpower reasons. I've been honored with numerous awards, citations + medals. I enjoyed my service in the military + believe if it wasn't for my 1st Commander, I would still be serving. If my Character of Service + Separation Code + Re-Entry Code is changed, I've already inquired about, and am interested in re-enlisting in the Chaplain's Concency Program until I finish Seminary + get an AD again.

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

16. REMARKS (If applicable)

MAIL COMPLETED APPLICATIONS TO APPROPRIATE ADDRESS BELOW.

<p align="center"><b>ARMY</b></p> <p>Army Review Boards Agency          Support Division, St. Louis          9700 Page Avenue          St. Louis, MO 63132-6200          (See <a href="http://arba.army.pentagon.mil">http://arba.army.pentagon.mil</a>)</p>	<p align="center"><b>NAVY AND MARINE CORPS</b></p> <p>Naval Council of Personnel Boards          720 Kennon Street, S.E.          Room 309 (NDRB)          Washington Navy Yard, DC 20374-5023</p>
<p align="center"><b>AIR FORCE</b></p> <p>Air Force Review Boards Agency          SAF/MRBR          650-C Street West, Suite 40          Randolph AFB, TX 78150-4742</p>	<p align="center"><b>COAST GUARD</b></p> <p>U.S. Coast Guard          Commandant (G-WPM)          2100 Second Street, S.W. Room 5500          Washington, DC 20593</p>

MAR 13 2006

APPLICATION FOR CORRECTION OF MILITARY RECORD UNDER THE PROVISIONS OF TITLE 10, U.S. CODE, SECTION 1552 (Please read instructions on reverse side BEFORE completing this application.)

Form Approved OMB No. 0704-0003 Expires May 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 Service and Communications Directorate (0704-0003). 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.

PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE ABOVE ORGANIZATION. RETURN COMPLETED FORM TO THE APPROPRIATE ADDRESS ON THE BACK OF THIS PAGE.

PRIVACY ACT STATEMENT

AUTHORITY: Title 10 US Code 1552, EO 9397.

ROUTINE USE(S): None.

PRINCIPAL PURPOSE: To initiate an application for correction of military record. The form is used by Board members for review of pertinent information in making a determination of relief through correction of a military record.

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.

1. APPLICANT DATA (The person whose record you are requesting to be corrected.)

a. BRANCH OF SERVICE (X one) ARMY NAVY AIR FORCE MARINE CORPS COAST GUARD
b. NAME (Print - Last, First, Middle Initial)
c. PRESENT OR LAST PAY GRADE E-3
d. SERVICE NUMBER (If applicable) None
e. SSN

2. PRESENT STATUS WITH RESPECT TO THE ARMED SERVICES (Active Duty, Reserve, National Guard, Retired, Discharged, Deceased) DISCHARGED
3. TYPE OF DISCHARGE (If by court-martial, state the type of court.) (Under Honorable Conditions) GENERAL
4. DATE OF DISCHARGE OR RELEASE FROM ACTIVE DUTY (YYYYMMDD) 20020111

5. I REQUEST THE FOLLOWING ERROR OR INJUSTICE IN THE RECORD BE CORRECTED: (Entry required) All of the following references my DD214: (a.) Block 13 Does Not show my National Defence Medal; (b.) Block 24 / Character of Service; (c.) Block 26 / Separation Code; (d.) Block 27 / Re-Entry Code

6. I BELIEVE THE RECORD TO BE IN ERROR OR UNJUST FOR THE FOLLOWING REASONS: (Entry required) (a.) National Defence Medal missing in Block 13. (b.) Character of Service, explained on the attached letter and documents. (c.) My Separation Code is HKN. HKN does not exist. Please change appropriately with reference to the other change request I am making. (d.) My RE-Entry Code was based on my Character of Service which should have been a Honorable and not a General (Under Honorable Conditions). Please see my supporting letter and documents for more details, (I am requesting a 1M Code)

7. ORGANIZATION AND APPROXIMATE DATE (YYYYMMDD) AT THE TIME THE ALLEGED ERROR OR INJUSTICE IN THE RECORD OCCURRED (Entry required) 97 OSS, Altus AFB, Altus OK, 20020111

8. DISCOVERY OF ALLEGED ERROR OR INJUSTICE

a. DATE OF DISCOVERY (YYYYMMDD) 20060307
b. IF MORE THAN THREE YEARS SINCE THE ALLEGED ERROR OR INJUSTICE WAS DISCOVERED, STATE WHY THE BOARD SHOULD FIND IT IN THE INTEREST OF JUSTICE TO CONSIDER THE APPLICATION. None

9. IN SUPPORT OF THIS APPLICATION, I SUBMIT AS EVIDENCE THE FOLLOWING ATTACHED DOCUMENTS: (If military documents or medical records are pertinent to your case, please send copies. If Veterans Affairs records are pertinent, give regional office location and claim number.) Letter, Copies of Awards, Medals, Citations.

10. I DESIRE TO APPEAR BEFORE THE BOARD IN WASHINGTON, D.C. (At no expense to the Government) (X one) YES. THE BOARD WILL DETERMINE IF WARRANTED. NO. CONSIDER MY APPLICATION BASED ON RECORDS AND EVIDENCE.

11. a. COUNSEL (If any) NAME (Last, First, Middle Initial) and ADDRESS (Include ZIP Code) None
b. TELEPHONE (Include Area Code)
c. E-MAIL ADDRESS
d. FAX NUMBER (Include Area Code)

12. APPLICANT MUST SIGN IN ITEM 15 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 one box below.

SPOUSE WIDOW WIDOWER NEXT OF KIN LEGAL REPRESENTATIVE OTHER (Specify)

13. a. COMPLETE CURRENT ADDRESS (Include ZIP Code) OF APPLICANT OR PERSON IN ITEM 12 ABOVE (Forward notification of all changes of address.) None
b. TELEPHONE (Include Area Code)
c. E-MAIL ADDRESS
d. FAX NUMBER (Include Area Code)

14. 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.)

CASE NUMBER (Do not write in this space.)

15. SIGNATURE (Applicant must sign here.)
16. DATE SIGNED (YYYYMMDD) 20060311

FD 2006-00102

11 March 2006

To Whom It May Concern;

My name is [REDACTED]. On 11 Jan 2002, I was discharged from the United States Air Force and given a General (Under Honorable Conditions) Discharge. My last duty station, where I received my discharge from, was Altus Air Force Base. Prior to my arrival at Altus, from Spangdahlem Germany, I had gotten separated from my now, ex-wife. Without my knowledge, my separated spouse had contacted my new incoming Commander and First Sergeant and started preposterous accusations. Therefore, upon arriving at Altus AFB, my Commander had already formed an opinion of me. My ex-wife and I were going through civilian courts to accomplish our divorce and my Commander did everything in his power to try and hinder that. He literally tried to force me in accomplishing tasks, concerning my divorce, which was already advised upon via my attorney. At the end, my Commander had a personality conflict with me and tried everything in his power to get me out of the military, and, succeeded on 11 Jan 2002.

I spent six years wearing the uniform and proudly serving my country. I graduated from the Air Forces Air Traffic Control School in June 1996. My first duty assignment was Spangdahlem Air Base, Germany. From there, I was selected for a TDY during the Kosovo Crisis in 1998. I moved on to Altus AFB in 2000, where I volunteered to go to Bosnia. Not even two months after I returned from Bosnia, I was asked to deploy again to Iraq (which was cancelled due to manning at the facility). Some of the Medals/Badges/Citations I've received while serving for six years were; Air Traffic Control Badge, Wing Safety Achievement Awards, AF Achievement Medal, AF Outstanding Unit Award with 1 Device, AF Good Conduct Medal with 2 Devices, NATO Medal, Air Expeditionary Medal and the National Defense Medal.

I always wanted to be a career airman but was only given the opportunity to serve for six years. After the military I entered the workforce as a Government Contractor for the Army. In my recent quest to fill another contract, in March 2006, DoS advised me of all the deficiencies on my DD214. I believe that I was wronged by my last Commander and the marks on my DD214 are unjustified. I believe my medals, badges, awards and citations along with my six years of service prove what kind of an Airman I was. I also believe that should my Commander not have had a personality issue/conflict with me, I would still be in the Air Force serving our great country. Therefore, I respectfully request that my DD214 be updated/changed. My requested changes are as follows;

First and Foremost, Block 24 – Character of Service be changed from (Under Honorable Conditions) General to strictly and HONORABLE discharge.

Block 26 – Separation Code be changed from HKN, which is a non-existent code to a code that would allow me the option of re-entering the Military to proudly serve once again if I so choose.

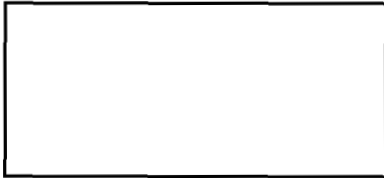
Block 27 – Re-Entry Code be changed from a 2B, which simply means Discharged under General or “other than honorable” conditions to a 1M, 1P or 1Q – Eligible to Re-Enlist.



Block 13 - Does not show my National Defense Medal (Service dates 27 Dec 95-11 Jan 02).

Thank you for your time and consideration in these matters. I hope I was able to explain my situation well enough to prove that I have been wronged, and if nothing else, at least have my Character of Service changed to read Honorable. If there is anything else you need or anything I can do to help the process, please contact me at any time.

Regards,



FD 2006-00102

DEPARTMENT OF THE AIR FORCE  
Air Education and Training Command  
Altus Air Force Base, Oklahoma

14 DEC 01

MEMORANDUM FOR AMN [redacted]

FROM: 97 OSS/CC

SUBJECT: Notification Letter--Board Hearing

1. I am recommending your discharge from the United States Air Force for minor disciplinary infractions according to AFPD 36-32 and AFI 36-3208, paragraph 5.49. Copies of the documents to be forwarded to the separation authority to support this recommendation are attached.

2. My reasons for this action are:

a. Between on or about 1 Dec 00 and on or about 8 Nov 01, you failed to obey a lawful general regulation by wrongfully failing to support your dependents. On divers occasions between on or about 9 Jun 01 and on or about 14 Nov 01, you dishonorably failed to pay debts. For this misconduct, you received Article 15 nonjudicial punishment, dated 29 Nov 01, and discharge action was initiated.

b. On or about 26 Sep 01, you received a no contact order for harassing A1C [redacted]  
[redacted]

c. On or about 25 Jul 01 and 26 Jul 01, you failed to go to your place of duty. For this misconduct, you received a Letter of Reprimand, dated 27 Jul 01.

d. On or about 29 May 01, you failed to go to your place of duty. For this misconduct, you received a Letter of Reprimand, dated 29 May 01.

e. On or about 23 May 01, you were derelict in your duties in that you failed to obtain new glasses or contacts from the base clinic. This action made you unable to perform Air Traffic Control duties. For this misconduct, you received a Record of Individual Counseling, dated 23 May 01.

f. On or about 27 Nov 00, you made several inappropriate comments to A1C [redacted] A1C [redacted] expressed her discomfort and you continued to make inappropriate comments. For this misconduct, you received a Record of Individual Counseling, dated 5 Dec 00.

g. On or about 18 Nov 99, you failed to obey a lawful order by wrongfully inviting A1C [ ] into your home. For this misconduct, you received Article 15 non-judicial punishment, dated 5 Jan 00.

This action could result in your separation with a general discharge. I am recommending that you receive a general discharge. The commander exercising SPCM jurisdiction or a higher authority will make the final decision in this matter. If you are discharged, you will be ineligible for reenlistment in the Air Force and will probably be denied enlistment in any component of the armed forces and any special pay, bonus, or education funds may be subject to recoupment.

3. You have the right to:

- a. Consult legal counsel.
- b. Present your case to an administrative discharge board.
- c. Be represented by legal counsel at a board hearing.
- d. Submit statements in your own behalf in addition to, or in lieu of, the board hearing.
- e. Waive the above rights. You must consult legal counsel before making a decision to waive any of your rights.

4. You have been scheduled for a medical examination. You must report to the base hospital, physical exams, at 0920 on 17 Dec 01.

5. You have been scheduled for an initial separation briefing with MPF Separations. You must report to Bldg 52, at 0730 on 17 Dec 01.

6. Military legal counsel has been obtained to assist you. I have made an appointment for you to consult Captain [ ] at Building 52 on 17 Dec 01 at 1400. Instead of the appointed counsel, you may have another, if the lawyer you request is in the active military service and is reasonably available as determined according to AFI 51-201. In addition to military counsel, you have the right to employ civilian counsel. The Air Force does not pay expenses incident to the employment of civilian counsel. Civilian counsel, if employed, must be readily available.

7. Confer with your counsel and reply, in writing, within 7 workdays, specifying the rights you choose to exercise. The statement must be signed in the presence of your counsel who also will sign it. If you waive your right to a hearing before an administrative discharge board, you may submit written statements in your own behalf. I will send the statements to the discharge authority with the case file to be considered with this recommendation. If you fail to respond, your failure will constitute a waiver of the right to the board hearing.

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.

9. If you request a board and you fail to appear without good cause, your failure to appear constitutes a waiver of your right to be present at the hearing.

10. The discharge board or, the discharge authority will make the finding and recommendations required under 10 U.S.C. § 2005(g).

11. Execute the acknowledgment and return it to me immediately.

*[Handwritten signature]*  
[Redacted signature box]

Commander

Attachments:

1. Supporting Documents
  - a. AF Form 3070, dtd 29 Nov 01
  - b. No Contact Order, dtd 26 Sep 01
  - c. LOR, dtd 27 Jul 01
  - d. LOR, dtd 29 May 01
  - e. LOC, dtd 23 May 01
  - f. LOC, dtd 5 Dec 00
  - g. AF Form 3070, dtd 5 Jan 00
2. Airman's Acknowledgment