

**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> <b>A1C</b>	<b>AFSN/SSAN</b> <div style="border: 1px dashed black; height: 20px; width: 100%;"></div>
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<b>TYPE GEN</b>	<b>PERSONAL APPEARANCE</b>	<b>X</b>	<b>RECORD REVIEW</b>
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<b>COUNSEL</b>	<b>NAME OF COUNSEL AND OR ORGANIZATION</b>	<b>ADDRESS AND OR ORGANIZATION OF COUNSEL</b>				
<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:50%;"><b>YES</b></td> <td style="width:50%;"><b>No</b></td> </tr> <tr> <td></td> <td style="text-align: center;"><b>X</b></td> </tr> </table>	<b>YES</b>	<b>No</b>		<b>X</b>		
<b>YES</b>	<b>No</b>					
	<b>X</b>					

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

<b>ISSUES</b> <b>A94.54</b>	<b>INDEX NUMBER</b> <b>A62.00</b>	<b>EXHIBITS SUBMITTED TO THE BOARD</b>														
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<b>HEARING DATE</b> <b>25 Jan 2007</b>	<b>CASE NUMBER</b> <b>FD-2006-00239</b>	
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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.

Names and votes will be made available to the applicant at the applicant's request.

<b>INDORSEMENT</b>	<b>DATE: 2/9/2007</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-2006-00239**

**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:** The Board grants the requested relief.

The Board finds that neither the evidence of record nor that provided by applicant substantiates an impropriety that would justify a change of discharge. However, during deliberations the Board was made aware of a similar case in which the applicant in that case was honorably discharged and therefore directs upgrade of the characterization in the current case.

**ISSUE:**

After thorough consideration of the information provided by the applicant, the records of the case, and additional information put forward during deliberations, the DRB concluded there was sufficient mitigation to substantiate upgrading the discharge to honorable. While the Board did not condone the applicant's incidents of misconduct, they did feel it would have been more equitable to characterize her service as honorable. The Board based this decision primarily on findings from a contemporaneous case, involving similar charges, in which the discharge characterization was upgraded.

**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.

However, in view of the foregoing findings, the Board further concludes that the applicant's service is more accurately reflected by an Honorable discharge.

Attachment:

Examiner's Brief

DEPARTMENT OF THE AIR FORCE  
AIR FORCE DISCHARGE REVIEW BOARD  
ANDREWS AFB, MD

(Former A1C) (HGH A1C)

1. **MATTER UNDER REVIEW:** Appl rec'd a GEN Disch fr USAF Lackland AFB, TX on 15 Feb 06 UP AFI 36-3208, para 5.15 (Fraudulent entry). Appeals for Honorable Disch.

2. **BACKGROUND:**

a. DOB: 04 Aug 86. Enlmt Age: 18 2/12. Disch Age: 19 6/12. Educ: HS DIPL. AFQT: N/A. A-71, E-47, G-44, M-37. PAFSC: 3P011 - Security Forces Helper. DAS: 1 Aug 05.

b. Prior Sv: (1) AFRes 3 Nov 04 - 13 Jun 05 (7 mos 11 days) (Inactive).

3. **SERVICE UNDER REVIEW:**

a. Enlisted as AB 14 Jun 05 for 4 years. Svd: 00 Yrs 08 Mo 02 Das, all AMS.

b. Grade Status: A1C - 29 Jul 05

c. Time Lost: None.

d. Art 15's: None.

e. Additional: AETC 125A, 17 OCT 05 - Technical Training Disenrollment.

f. CM: None.

g. Record of SV: None.

h. Awards & Decs: AFTR, NDSM, GWOTSM.

i. Stmt of Sv: TMS: (01) Yrs (03) Mos (13) Das  
TAMS: (00) Yrs (08) Mos (02) Das

4. **BASIS ADVANCED FOR REVIEW:** Appln (DD Fm 293) dtd 18 Jun 06.  
(Change Discharge to Honorable.)

Issue 1: I would like my discharge to be changed to honorable so I could get back the money for college. (sic) and because I don't think one little statement should've discharged me.

FD2006-00239

ATCH  
None.

24JUL06/day



DEPARTMENT OF THE AIR FORCE  
AIR EDUCATION AND TRAINING COMMAND

17 JAN 2006

MEMORANDUM FOR AB: [REDACTED]

FROM: 343 TRS/DOM

SUBJECT: Notification Memorandum

1. I am recommending your discharge from the United States Air Force for Fraudulent Enlistment. The basis for this action is AFPD 36-32 and AFI 36-3208, paragraph 5.15. If my recommendation is approved, your service can be characterized as Honorable, Under Honorable Conditions (General) or Under Other Than Honorable Conditions (UOTHC). I am recommending that your service be characterized as General.
2. My reason for this action is on 3 Aug 05, you disclosed per your Personnel Reliability Program (PRP) Certification Questionnaire that you had used marijuana approximately one time prior to joining the Air Force. However, on the USAF Drug and Alcohol Abuse Certificate, dated 3 Nov 04, you, relayed that you did not use or experiment with marijuana. If the extent of your prior drug use was known you would not have been allowed entry into the Air Force.
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 a higher authority will decide whether you will be discharged or retained in the Air Force.
4. You have the right to consult counsel. If you wish to consult military counsel, an appointment will be made upon your request and the date, time and place will be provided. 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 (3 workdays) 20 JAN 06 unless you request and receive an extension for good cause shown. Your statements will be sent to the separation authority and will be made part of your case file that the separation authority will read.
6. If you fail to consult counsel or to submit statements on 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 Bldg 6612, Room 502, Monday – Friday between 1300 – 1500 hours with your medical, immunization, and dental records for the examination.

8. Any personal information you furnish in this rebuttal is covered by the Privacy Act of 1974. A copy of AFI 36-3208 is available for your use in the Unit Personnel Office.
9. Execute the attached acknowledgement and return it to me immediately.



Commander, Military Training Flight

Attachments:

1. AETC Form 125A, dated 17 Oct 05
2. Student Training Report
3. AF Form 2030, dated 3 Nov 04
4. PRP Certification Questionnaire, dated 3 Aug 05