

AIR FORCE DISCHARGE REVIEW BOARD HEARING RECORD

NAME OF SERVICE MEMBER (LAST, FIRST MIDDLE INITIAL) []		GRADE SRA	AFSN/SSAN []			
TYPE GEN	PERSONAL APPEARANCE	X	RECORD REVIEW			
COUNSEL		ADDRESS AND OR ORGANIZATION OF COUNSEL				
YES	No					
	X					
MEMBER SITTING []		VOTE OF THE BOARD				
		HON	GEN	UOTHC	OTHER	DENY
						X
						X
						X
						X
ISSUES A92.01 A94.05	INDEX NUMBER A69.00	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 13 Mar 2007	CASE NUMBER FD-2006-00294					
APPLICANT'S ISSUE AND THE BOARD'S DECISIONAL RATIONAL ARE DISCUSSED ON THE ATTACHED AIR FORCE DISCHARGE REVIEW BOARD DECISIONAL RATIONALE						
<p>Case heard in Washington, D.C.</p> <p>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.</p> <p>Names and votes will be made available to the applicant at the applicant's request.</p>						
SIGNATURE OF RECORDER []			SIGNATURE OF BOARD PRESIDENT []			
INDORSEMENT			DATE: 3/20/2007			
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-2006-00294

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:

Issue 1. Applicant contends discharge was inequitable because it was too harsh. The records indicated the applicant was administratively discharged for failure in an alcohol abuse treatment program. The records indicated the applicant was referred for an evaluation on November 17, 2005. He began treatment on November 29, 2005 and signed himself out of the program on December 2, 2005 stating he wanted to get out of the military and felt he could control his drinking. 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. 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, letters of recommendation and other accomplishments. They 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.

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 Minot AFB, ND on 11 Jan 06 UP AFI 36-3208, para 5.32.1.2.2 (Failure in Alcohol Abuse Treatment). Appeals for Honorable Discharge.

2. **BACKGROUND:**

a. DOB: 24 Aug 82. Enlmt Age: 20 6/12. Disch Age: 23 4/12. Educ: HS DIPL. AFQT: N/A. A-65, E-68, G-66, M-87. PAFSC: 2W251 - Nuclear Weapons Journeyman. DAS: 26 Nov 03.

b. Prior Sv: (1) AFRes 4 Mar 03 - 31 Mar 03 (17 days) (Inactive).

3. **SERVICE UNDER REVIEW:**

a. Enlisted as AB 01 Apr 03 for 6 yrs. Svd: 02 Yrs 09 Mo 11 Das, all AMS.

b. Grade Status: SRA - 16 Sep 05
A1C - 16 May 03

c. Time Lost: None.

d. Art 15's: None.

e. Additional: None.

f. CM: None.

g. Record of SV: 01 Apr 03 - 15 Oct 04 Minot AFB 5 (HAF Dir)
16 Oct 04 - 15 Oct 05 Minot AFB 5 (Annual)

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

i. Stmt of Sv: TMS: (02) Yrs (10) Mos (08) Das
TAMS: (02) Yrs (09) Mos (11) Das

4. **BASIS ADVANCED FOR REVIEW:** Appln (DD Fm 293) dtd 23 Jul 06.
(Change Discharge to Honorable)

Issue 1: I'm sure that the thirty-four months of my time in service speaks for its self. I have no discrepancies or anything negative on my record at all. Everything I have done while in the Air Force, I have done in an honorable fashion. From my dress and appearance, as well as performance mechanical maintenance on nuclear weapons.

ATCH

1. Two Enlisted Performance Reports.
2. Three Letters of Appreciation.

19OCT06/ia



DEPARTMENT OF THE AIR FORCE
HEADQUARTERS 5TH BOMB WING (ACC)
MINOT AIR FORCE BASE, NORTH DAKOTA

FD7006-00294

13 December 2005

MEMORANDUM FOR SRA: _____

FROM: 5 MUNS/CC

SUBJECT: Notification Memorandum

1. I am recommending your discharge from the United States Air Force for Substance Abuse Treatment Failure: Failure in Alcohol Abuse Treatment due to refusal to participate in the program. The authority for this action is AFD 36-32 and AFI 36-3208, paragraph 5.32.1.2.2. If my recommendation is approved, your service will be characterized as an Honorable discharge.
2. My reason for this action is: On 6 Dec 05, I was informed by the Alcohol and Drug Abuse Prevention and Treatment (ADAPT) Program Manager that you are currently considered an ADAPT treatment failure, due the following factors: Failing to do the required work to complete treatment, continuous drinking while in treatment, and signing yourself out of treatment before completing the program. Failing to complete a program of treatment for alcohol abuse is a basis for discharge from the Air Force. (Atch 1)
3. 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 Captain: _____ at 300 Summit Drive, Suite 306A, on **Wednesday, 14 December 2005, at 1400 hours**. You may consult civilian counsel at your own expense.
4. You have the right to submit statements in your own behalf. Any statements you want the separation authority to consider must reach me by 19 Dec 05 unless you request and receive an extension for good cause shown. I will send them to the separation authority.
5. 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.
6. You have been scheduled for a medical examination. You must report to 5th Medical Group, 10 Missile Ave on **Monday, 19 December 2005, at 1120 hours** for the examination.
7. 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 at Orderly Room.

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



Commander, 5th Munitions Squadron

Attachments:

1. Supporting Documents
2. Receipt of Notification Memorandum