

AIR FORCE DISCHARGE REVIEW BOARD HEARING RECORD									
NAME OF SERVICE MEMBER (LAST, FIRST MIDDLE INITIAL)					GRADE		AFSN/SSAN		
					SRA				
TYPE GEN		PERSONAL APPEARANCE			X		RECORD REVIEW		
COUNSEL		NAME OF COUNSEL AND OR ORGANIZATION			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		INDEX NUMBER			EXHIBITS SUBMITTED TO THE BOARD				
A92.01		A66.00			1 ORDER APPOINTING THE BOARD				
A92.03					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		CASE NUMBER							
22 Mar 2007		FD-2006-00353							
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.									
INDORSEMENT					DATE: 3/28/2007				
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				

<b>AIR FORCE DISCHARGE REVIEW BOARD DECISIONAL RATIONALE</b>	<b>CASE NUMBER</b> <b>FD-2006-00353</b>
<p><b>GENERAL:</b> The applicant appeals for upgrade of discharge to Honorable.</p> <p>The applicant was offered a personal appearance before the Discharge Review Board (DRB) but declined to exercise this right.</p> <p>The attached brief contains available pertinent data on the applicant and the factors leading to the discharge.</p> <p><b>FINDINGS:</b> Upgrade of discharge is denied.</p> <p>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.</p> <p><b>ISSUE:</b></p> <p>The applicant submitted no specific issues but stated a desire to have his discharge upgraded for a second chance at getting his life back on track and back into the career that the AF trained him in. He states that his AF career speaks for itself with numerous awards and decorations and the only fault or flaw was the one incident that cost him. The record indicates that the applicant received an Article 15 for wrongful use of marijuana and received a reduction to Senior Airman. The Board took note of the applicant's duty performance as documented by his performance reports, letters of recommendation and other accomplishments, but found the seriousness of the willful misconduct was significant departure from conduct expected of all military members and offset any positive aspects of the applicant's duty performance. The Board concluded that the characterization of the discharge received by the applicant to be appropriate.</p> <p><b>CONCLUSIONS:</b> 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.</p> <p>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.</p> <p>Attachment: Examiner's Brief</p>	

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

(Former SRA) (HGH SSGT)

1. **MATTER UNDER REVIEW:** Appl rec'd a GEN Disch fr USAF Robins AFB, GA on 20 Mar 06 UP AFI 36-3208, para 36-3208, para 5.54 (Misconduct - Drug Abuse). Appeals for Honorable Discharge.

2. **BACKGROUND:**

a. DOB: 29 May 81. Enlmt Age: 19 3/12. Disch Age: 24 9/12. Educ: HS DIPL. AFQT: N/A. A-56, E-46, G-55, M-47. PAFSC: 2A551J - Aerospace Maintenance Journeyman. DAS: 19 Oct 04.

b. Prior Sv: (1) AFRes 29 Aug 00 - 02 Oct 00 (1 month 4 days) (Inactive).

3. **SERVICE UNDER REVIEW:**

a. Enlisted as AB 3 Oct 00 for 6 years. Svd: 05 Yrs 05 Mo 18 Das, all AMS.

b. Grade Status: SrA - 23 Jan 06 (Article 15, 23 Jan 06)  
SSgt - 1 Jan 05  
SrA - 17 Sep 02  
A1C - 17 Nov 00

c. Time Lost: None.

d. Art 15's: (1) 23 Jan 06, Robins AFB, GA - Article 112a. You, did, in the continental United States, between on or about 14 Oct 05 and 14 Nov 05, wrongfully use marijuana. Reduced to SrA. (No appeal) (No mitigation)

e. Additional: None.

f. CM: None.

g. Record of SV: 03 Oct 00 - 15 Apr 02 Charleston AFB 5 (HAF Dir)  
16 Apr 02 - 15 Apr 03 Charleston AFB 5 (Annual)  
16 Apr 03 - 15 Apr 04 Charleston AFB 5 (Annual)  
16 Apr 04 - 07 Sep 04 Charleston AFB 5 (CRO)  
08 Sep 04 - 07 Sep 05 Robins AFB 5 (Annual)

h. Awards & Decs: AFAM W/1 OLC, AFTR, NDSM, AFLSA, NCOPMER W/1 OLC, AFOUA W/1 OLC, GWOTEM, GWOTSM, AFGHAN CM, AFGCM.

i. Stmt of Sv: TMS: (05) Yrs (06) Mos (22) Das  
TAMS: (05) Yrs (05) Mos (18) Das

4. **BASIS ADVANCED FOR REVIEW:** Appln (DD Fm 293) dtd 29 Aug 06.  
(Change Discharge to Honorable)

Issue 1: An upgrade or change is requested due to the last six months I have felt the effect of letting down myself, my unit, and my country by not following my core values given to me by the USAF. I know my decision was dumbfounded and cureless (sic) and has caused me great pain and sorrow because I failed myself. I know I cannot have a second chance to amend what I have done, due to the laws and regulations of the armed forces, but if I could I would have warned many airmen and soldiers not to follow my path because it would lead to self-destruction. I feel though if my discharge is upgraded I would have a second chance at getting my life back on track and getting back into the career field the USAF train me in. My Air Force career speaks for itself with numerous awards and decorations and the only fault or flaw was my stupid choice.

Issue 2: I just want to say thanks for at least having this chance to get an upgrade or change for my discharge. My Air Force career was fun, excited (sic), learnful (sic), and life experience and the only thing I would change would be my air force career ending decision.

**ATCH**

None.

23OCT06/day



DEPARTMENT OF THE AIR FORCE  
653rd COMBAT LOGISTICS SUPPORT SQUADRON (AFRC)  
ROBINS AIR FORCE BASE, GEORGIA

MAR 06 2006

MEMORANDUM FOR SENIOR AIRMAN: [REDACTED]

FROM: 653 CLSS/CC

SUBJECT: Notification Memorandum

1. I am recommending your discharge from the United States Air Force for drug abuse. The authority for this action is AFI 36-3208, paragraph 5.54, *Drug Abuse*. If my recommendation is approved, your service will be characterized as honorable, under honorable conditions (general) or under other than honorable conditions (UOTHC). I am recommending your service be characterized as under honorable conditions (general).

2. My reasons for this action are:

On or between 14 Oct 05 and 14 Nov 05, you wrongfully used marijuana. For this offense, you received an Article 15 dated 23 Jan 06 with a reduction in grade from Staff Sergeant to Senior Airman, and a reprimand. In addition, an Unfavorable Information File was established.

3. Copies of the documents to be forwarded to the separation authority in support of this recommendation are attached. The commander exercising Special Courts-Martial jurisdiction will ultimately 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.

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, 926-5852, at 1000 hours on 7 Mar 06. 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 **within 3 workdays** of notification unless you request and receive an extension for good cause. 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 submit statements on your behalf.

6. 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 the Area Defense Counsel's Office.

7. You have an appointment for an initial briefing at Separations, Bldg 905, 327-7348, at 0900 hours on 7 Mar 06. Please bring an escort for your assistance.

8. You have been scheduled for a medical examination. You must report to Family Practice (Desk 4) located in Building 700A at 0830 hours on 8 Mar 06. You must be in uniform and arrive 15 minutes prior to the scheduled appointment.



Commander

Attachments:

1. Supporting Documents  
AF Form 3070, 23 Jan 06
2. Airman's Receipt of Notification Memorandum