

**AIR FORCE DISCHARGE REVIEW BOARD HEARING RECORD**

<b>NAME OF SERVICE MEMBER (LAST, FIRST MIDDLE INITIAL)</b> [REDACTED]		<b>GRADE</b> A1C	<b>AFSN/SSAN</b> [REDACTED]			
<b>TYPE GEN</b>	<b>PERSONAL APPEARANCE</b>		<b>RECORD REVIEW</b>			
<b>COUNSEL</b>		<b>NAME OF COUNSEL AND OR ORGANIZATION</b>		<b>ADDRESS AND OR ORGANIZATION OF COUNSEL</b>		
<b>YES</b>	<b>No</b>					
	<b>X</b>					
		<b>INDICATE DENIAL REASON</b>				
		HON	GEN	UOTHC	OTHER	DENY
						X+*
						X+*
						X+*
		X				+*
						X+*
<b>ISSUES</b>		<b>INDEX NUMBER</b>		<b>ISSUES SUBMITTED TO THE BOARD</b>		
A92.21 A93.01 A93.07		A47.00		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 HEARING		
<b>HEARING DATE</b>		<b>CASE NUMBER</b>				
29 Oct 2009		FD-2008-00498				

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.

+ Narrative Reason denied  
\* Reenlistment code denied

<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 20762-7001
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**GENERAL:** The applicant appeals for upgrade of discharge to honorable, 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 and requests that the review be completed based on the available service record. The attached brief contains available pertinent data on the applicant and the factors leading to the discharge.

**FINDINGS:** The Board denies the upgrade of the discharge, change of reason and authority for discharge and change of reenlistment code.

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.

The record indicates the applicant received the following corrective action:

1. One (1) Article 15 for dishonorably failing to pay debt (Article 134-11, UCMJ).
2. One (1) Letter of Reprimand for failing to pay debts.
3. One (1) Letter from Club noting account overdue by 90 days.

**ISSUE:**

Issue 1. Applicant contends financial inexperience, new marriage and bills not getting paid in his absence. After review of the record, the Board concluded that there was insufficient evidence to evaluate the merits of the applicant's alleged mitigating factors. The Board found the Air Force acted in accordance with established policies and that the discharge was procedurally proper and equitable and no change was warranted.

Issue 2. Applicant contends post-service financial responsibility, working marriage as evidence of reform. The Board was pleased to see that the applicant was doing well and has a good job. However, no inequity or impropriety in his discharge was suggested or found in the course of the hearing. The Board concluded the discharge was 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 the applicant 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 and determines the discharge should remain unchanged.

Attachment:  
Examiner's Brief