

AIR FORCE DISCHARGE REVIEW BOARD HEARING RECORD

NAME OF SERVICE MEMBER (LAST, FIRST MIDDLE INITIAL) <div style="background-color: black; width: 100%; height: 1.2em;"></div>				GRADE		AFSN/SSAN <div style="background-color: black; width: 100%; height: 1.2em;"></div>	
TYPE GEN		PERSONAL APPEARANCE		X		RECORD REVIEW	
COUNSEL YES No <div style="background-color: black; width: 100%; height: 1.2em;"></div>		NAME OF COUNSEL AND OR ORGANIZATION		ADDRESS AND OR ORGANIZATION OF COUNSEL			
MEMBER SITTING <div style="background-color: black; width: 100%; height: 1.2em;"></div>				VOTE OF THE BOARD			
				HON	GEN	UOTHC	OTHER
							DENY
							X
							X
							X
							X
							X
ISSUES A95.00 A01.00		INDEX NUMBER A67.10		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 HEARING			
HEARING DATE 29 Jun 2010		CASE NUMBER FD-2009-00150					
APPLICANT'S ISSUE AND THE BOARD'S DECISIONAL RATIONALE 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> <div style="background-color: black; width: 100%; height: 1.2em;"></div>							
INDORSEMENT				DATE: 6/29/2010			
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, 1E WING, 3RD FLOOR ANDREWS AFB, MD 20762-7001			

AIR FORCE DISCHARGE REVIEW BOARD DECISIONAL RATIONALE

CASE NUMBER

FD-2009-00150

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 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.

FINDING: The Board denies the upgrade of the discharge. 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.

ISSUE: Applicant submitted no issues regarding the inequity or impropriety of her discharge. The applicant does submit that since her discharge she has held a steady job and learned from her mistakes and that she believes an upgrade in discharge will help her in her daily life to find better employment. The record indicates the applicant received one Article 15 and one Letter of Reprimand during the 14 months she served on active duty. Her misconduct included drinking while under the legal age of 21, allowing other minors to store and consume alcoholic beverages in her Air Force issued dormitory room, and soliciting another Air Force member to purchase alcohol for individuals who were under the age of 21. The Board opined that through these administrative actions, the applicant had ample opportunities to change her behavior. They found the seriousness and repetitiveness of the willful misconduct offset any positive aspects of the applicant's duty performance. In addition, while the DRB was pleased to see that the applicant was doing well since leaving the Air Force and has maintained steady employment, it found no inequity or impropriety in her discharge to warrant an upgrade of the discharge. The Board concluded the misconduct of the applicant appropriately characterized her term of service.

CONCLUSION: 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 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 and determines the discharge should remain unchanged.

Attachment:
Examiner's Brief