

# AIR FORCE DISCHARGE REVIEW BOARD HEARING RECORD

NAME OF SERVICE MEMBER (LAST, FIRST MIDDLE INITIAL) <div style="background-color: black; width: 100%; height: 15px;"></div>				GRADE		AFSN/SSAN <div style="background-color: black; width: 100%; height: 15px;"></div>																																				
TYPE GEN		PERSONAL APPEARANCE			X		RECORD REVIEW																																			
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; text-align: center;">YES</td> <td style="width: 50%; text-align: center;">No</td> </tr> <tr> <td style="text-align: center;"> </td> <td style="text-align: center;">X</td> </tr> </table>		YES	No		X	NAME OF COUNSEL AND OR ORGANIZATION			ADDRESS AND OR ORGANIZATION OF COUNSEL																																	
YES	No																																									
	X																																									
<div style="text-align: center; font-weight: bold;">MEMBER SITTING</div> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 50%;"></th> <th style="width: 10%;">HON</th> <th style="width: 10%;">GEN</th> <th style="width: 10%;">UOTHC</th> <th style="width: 10%;">OTHER</th> <th style="width: 10%;">DENY</th> </tr> <tr><td></td><td></td><td></td><td></td><td></td><td style="text-align: center;">X*+</td></tr> <tr><td></td><td></td><td></td><td></td><td></td><td style="text-align: center;">X*+</td></tr> <tr><td></td><td></td><td></td><td></td><td></td><td style="text-align: center;">X*+</td></tr> <tr><td></td><td></td><td></td><td></td><td></td><td style="text-align: center;">X*+</td></tr> <tr><td></td><td></td><td></td><td></td><td></td><td style="text-align: center;">X*+</td></tr> </table>						HON	GEN	UOTHC	OTHER	DENY						X*+						X*+						X*+						X*+						X*+		
	HON	GEN	UOTHC	OTHER	DENY																																					
					X*+																																					
					X*+																																					
					X*+																																					
					X*+																																					
					X*+																																					
ISSUES <div style="display: flex; justify-content: space-between;"> <span>A92.21</span> <span>A93.01</span> </div>		INDEX NUMBER <div style="text-align: center; font-weight: bold;">A67.10</div>			<div style="text-align: center; font-weight: bold;">EXHIBITS SUBMITTED TO THE BOARD</div> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr><td style="width: 5%;">1</td><td>ORDER APPOINTING THE BOARD</td></tr> <tr><td>2</td><td>APPLICATION FOR REVIEW OF DISCHARGE</td></tr> <tr><td>3</td><td>LETTER OF NOTIFICATION</td></tr> <tr><td>4</td><td>BRIEF OF PERSONNEL FILE</td></tr> <tr><td></td><td>COUNSEL'S RELEASE TO THE BOARD</td></tr> <tr><td></td><td>ADDITIONAL EXHIBITS SUBMITTED AT TIME OF PERSONAL APPEARANCE</td></tr> <tr><td></td><td>TAPE RECORDING OF PERSONAL APPEARANCE HEARING</td></tr> </table>			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																					
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 <b>26 Jan 2012</b>		CASE NUMBER <b>FD-2010-00406</b>																																								

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 and Authority  
+RE Code

<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
--	---

**AIR FORCE DISCHARGE REVIEW BOARD DECISIONAL RATIONALE**

CASE NUMBER

**FD-2010-00406**

**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.

**FINDING:** The request for the upgrade of the discharge, to change the reason and authority for discharge, and to change the reenlistment code are denied.

**ISSUE:** Applicant received a General discharge for Misconduct – Minor Disciplinary Infractions

Applicant submitted no issues regarding the inequity or impropriety of his discharge. The applicant does submit that he was immature at the time of discharge and that he believes he deserves a second chance despite his discrepancies so that he may serve his country in the United States Army. The record indicates the applicant received two Article 15s, one Vacation, one Letter of Reprimand, one a Letter of Admonishment and two Records of Individual Counseling. His misconduct included failure to go to duty on time (2x), did not maintain sufficient funds to cover a check (4x), underage drinking, and twice failed to perform duty requirements. The DRB recognized the applicant was 20 years of age when the discharge took place. However, there is no evidence he was immature or did not know right from wrong. The Board opined the applicant was the same age as the vast majority of first-term members who properly adhere to the Air Force's standards of conduct. The DRB concluded that the characterization of the applicant's discharge was appropriate due to the misconduct.

The DRB 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 misconduct of the applicant appropriately characterized his 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