

# AIR FORCE DISCHARGE REVIEW BOARD HEARING RECORD

NAME OF SERVICE MEMBER (LAST, FIRST MIDDLE INITIAL)				GRADE		AFSN/SSAN	
TYPE GEN		PERSONAL APPEARANCE				X RECORD REVIEW	
YES No		NAME OF COUNSEL AND OR ORGANIZATION				ADDRESS AND OR ORGANIZATION OF COUNSEL	
X							
MEMBER SITTING						HON GEN UOTHC OTHER DENY	
<div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <p>ISSUES</p> <p>A94.53</p> </div> <div style="width: 45%;"> <p>7.90</p> </div> </div>						X	
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<div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <p>ISSUES</p> <p>A94.53</p> </div> <div style="width: 45%;"> <p>7.90</p> </div> </div>						X	
						X	
						X	
						X	
						X	
HEARING DATE						CASE NUMBER	
22 Jun 2012						FD-2010-00214	
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>							
TO:						FROM:	
SAF/MRBR 550 C STREET WEST, SUITE 40 RANDOLPH AFB, TX 78150-4742						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-2010-00214**

**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.

**ISSUE:** Applicant received a General discharge for a Pattern of Misconduct – Conduct Prejudicial to Good Order and Discipline

Applicant submitted no issues regarding the inequity or impropriety of his discharge. The record indicates the applicant received one Article 15, one Vacation, two Letters of Reprimand, and one Record of Individual Counseling. His misconduct included underage drinking (2x), having females in his dorm room, tampered with a smoke detector, violated curfew, failed to report on time to place of duty, driving while intoxicated, failed to obey order to go to physical fitness, and failed to report to duty on three separate occasions. The Board opined that through these administrative actions, the applicant had ample opportunities to change his behavior. They found the seriousness of the willful misconduct offset any positive aspects of the applicant's duty performance. The Board reviewed the entire record and found no evidence of impropriety or inequity to warrant an upgrade of the discharge.

**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