

RECORD OF PROCEEDINGS
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

AUG 19 1998

IN THE MATTER OF:

DOCKET NUMBER: 97-03481

COUNSEL: NONE

HEARING DESIRED: NO

[REDACTED]

Applicant requests that his reenlistment eligibility (RE) code of 4M be changed, and, that he be advised as to the meaning of his narrative reason for separation of "Defective Enlistment Agreement." Applicant's submission is at Exhibit A.

On 27 Mar 98, the Special Activities Branch, AFPC/DPPAES, advised the applicant that his RE code of 4M was a code that could be waived to permit his entry into the Coast Guard, provided he met the requirements for enlistment (Exhibit C).

The appropriate Air Force offices evaluated applicant's requests and provided advisory opinions to the Board (Exhibit D). The advisory opinions were forwarded to the applicant for review and response (Exhibit E). As of this date, no response has been received by this office.

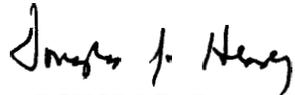
After careful consideration of applicant's requests and the available evidence of record, we find insufficient evidence of error or injustice to warrant corrective action.

Concerning the applicant's request for the meaning of his narrative reason for separation, we noted that the appropriate Air Force office of primary responsibility (OPR) has so advised him. In view of this, and since his request does not involve a correction of record, no further action is contemplated regarding his request.

With regard to the applicant's request that his RE code of 4M be changed, we noted that he was discharged as a result of a "Defective Enlistment Agreement." We would like to point out that members separated from the Air Force are furnished an RE code predicated upon the quality of their service and circumstances of their separation. At the time an RE code is assigned, it reflects the Air Force position regarding whether or not, or under what circumstances, the individual should be allowed to reenlist. The applicant's RE code of 4M (Air Force breach of enlistment/reenlistment agreement) accurately corresponds with the reason for his separation. Therefore, in the absence of persuasive evidence applicant was denied rights to which entitled, appropriate regulations were not followed, or appropriate standards were not applied, we find no basis on which to act favorably on the applicant's request.

The Board staff is directed to inform applicant of this decision. Applicant should also be informed that this decision is final and will only be reconsidered upon the presentation of new relevant evidence which was not reasonably available at the time the application was filed.

Members of the Board Mr. Douglas J. Heady, Mr. Joseph G. Diamond, and Mr. Henry Romo, Jr. considered this application on 11 Aug 98 in accordance with the provisions of Air Force Instruction 36-2603 and the governing statute, 10 U.S.C. 1552.



DOUGLAS J. HEADY
Panel Chair

Exhibits:

- A. Applicant's DD Form 149
- B. Available Master Personnel Records
- C. AFPC/DPPAES Ltr to Applicant
- D. Advisory Opinions
- E. SAF/MIBR Ltr Forwarding Advisory Opinions



DEPARTMENT OF THE AIR FORCE
HEADQUARTERS AIR FORCE PERSONNEL CENTER
RANDOLPH AIR FORCE BASE TEXAS

07 MAY 88

MEMORANDUM FOR AFBCMR

FROM: HQ AFPC/DPPAES
550 C Street West Ste 10
Randolph AFB TX 78150-4712

SUBJECT: Application for Correction of Record - [REDACTED]

We conducted a review of applicant's case file. The Reenlistment Eligibility (RE) Code "4 M" is correct. The type of discharge drove assignment of the RE code.

A handwritten signature in cursive script, reading "Kathleen R. Lopez".

KATHLEEN R. LOPEZ, MSgt, USAF
Special Programs and BCMR Manager
Dir of Personnel Program Management

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DEPARTMENT OF THE AIR FORCE
HEADQUARTERS AIR FORCE PERSONNEL CENTER
RANDOLPH AIR FORCE BASE TEXAS

FEB 26 1998

MEMORANDUM FOR AFBCMR

FROM: HQ AFPC/DPPRS
550 C Street West Ste 11
Randolph AFB TX 78150-4713

SUBJECT: [REDACTED] for Correction of Military Records [REDACTED]

The applicant, while serving in the grade of airman first class, was discharged from the Air Force 21 Feb 97 under the provisions of AFI 36-3208 (Defective Enlistment Agreement) with an honorable discharge. He served 09 months and 28 days total active service.

Requested Action. The applicant is requesting to be advised what "Defective Enlistment Agreement" means in item 28 of his DD Form 214.

Facts. "Defective Enlistment Agreement" means that the Air Force nonfulfilled it's enlistment agreement as outlined in AFI 36-3208, paragraph 3.11.



JOHN C. WOOTEN, GS-9
Military Personnel Mgmt Spec
Separations Branch
Dir of Personnel Program Management

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