

RECORD OF PROCEEDINGS
'AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NUMBER: 98-00580

16 OCT 1998

COUNSEL: None

HEARING DESIRED: Yes

Applicant requests that his reenlistment eligibility (RE) code be changed so that he can reenter the Air Force. Applicant's submission is at Exhibit A.

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

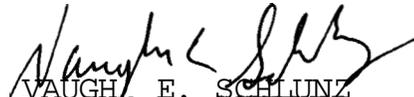
After careful consideration of applicant's request and the available evidence of record, we find insufficient evidence of error or injustice to warrant corrective action. The facts and opinions stated in the advisory opinions appear to be based on the evidence of record and have not been rebutted by applicant. Absent persuasive evidence applicant was denied rights to which entitled, appropriate regulations were not followed, or appropriate standards were not applied, we find no basis to disturb the existing record.

Accordingly, applicant's request is denied.

The applicant's case is adequately documented and it has not been shown that a personal appearance with or without counsel will materially add to our understanding of the issues involved. Therefore, the request for a hearing is not favorably considered.

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. Vaughn E. Schlunz, Mr. Richard A. Peterson, and Mr. Patrick R. Wheeler considered this application on 29 September 1998 in accordance with the provisions of Air Force Instruction 36-2603, and the governing statute, 10, U.S.C. 1552.


VAUGHN E. SCHLUNZ
VAUGHN E. SCHLUNZ
Panel Chair

Exhibits:

- A. Applicant's DD Form 149
- B. Available Master Personnel Records
- C. Advisory Opinions
- D. AFBCMR Ltr Forwarding Advisory Opinions

9800580

14 April 1998
98-00580

MEMORANDUM FOR AFBCMR

FROM: BCMR Medical Consultant
1535 Command Drive, EE Wing, 3rd Floor
Andrews AFB MD 20762-7002

SUBJECT: Application for Correction of Military Records 

REQUESTED ACTION: The applicant was discharged after completion of his required period of service on 1 October 1995 having been denied reenlistment for failure in the alcohol rehabilitation program. He applies now to change the reenlistment code to allow him to return to the military.

FACTS: The applicant self-referred himself to the substance abuse program at Elmendorf AFB on 9 November 1994 and was seen in the outpatient program over the next couple of months. A note dated 12 January 1995 indicates the applicant was not complying with Track III requirements and was referred for Track IV in-patient rehabilitation, remaining in the rehab center from 19 January to 16 February 1995. Upon completion of this program, he was followed appropriately, but a note on June 9th indicates he had continued drinking with his first release having come 2 months prior. Since this constituted a failure of alcohol rehabilitation, his request for separation submitted in July 1995 was accepted, and his discharge occurred as noted above.

DISCUSSION: The applicant, in his letter of request, states that he never had a problem with alcohol, either in the Air Force or since his discharge, and he cites a Department of Veterans Affairs diagnosis of depression with psychotic features that was made in March 1998 as evidence for his case. It is noted that a feature of his presentation on his self-referral was depression which was considered possibly associated with the use of alcohol, but the underlying problem for which rehabilitation was begun was clearly the alcohol dependence noted in his records. The 2H reenlistment code on his DD Form 214 is appropriate for his failure in the rehabilitation program, and must, therefore, remain unchanged. Nothing is found in the records reviewed that would indicate an error in assignment of this code.

RECOMMENDATION: The BCMR Medical Consultant is of the opinion that the applicant's request for change in his reenlistment code should be denied.


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FREDERICK W. HORNICK, Col., USAF, MC, FS
Chief Medical Consultant, AFBCMR
Medical Advisor SAF Personnel Council

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

28 MAY 1998

MEMORANDUM FOR AFBCMR

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

SUBJECT: Application for Correction of Record - [REDACTED]

The applicant requests his Reenlistment Eligibility (RE) code be changed to a favorable code to permit reentry into the Air Force. He has filed a timely request within three years of discovering alleged error.

The applicant was discharged on 1 Oct 95 with an honorable characterization of service after serving four years, four months, and 15 days active and inactive service. He received an RE code of "2H: Participating in Track 4 or 5 of the Substance Abuse Reorientation and Treatment (SART) program for alcohol, or has failed to complete Track 4."

In reviewing applicant's military personnel records, we discovered a 28 Aug 95 Records Review Listing confirming his RE code as "2H." Additionally, applicant has not submitted proof that he completed follow-on support prior to separation.

Considering the above, we recommend denial of applicant's request for change of RE code. However, if the decision is to grant the relief sought, applicant's record should be corrected to reflect his RE code as "3K: Reserved for use by HQ AFPC or the Air Force Board for Correction of Military Records (AFBCMR) when no other reenlistment eligibility code applies or is appropriate."


C. RAMLOGAN, CMSgt, USAF
Chief, Skills Management Branch
Dir of Personnel Program Management

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