

RECORD OF PROCEEDINGS
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NO: 98-02317

COUNSEL: NONE

FEB 12 1999

HEARING DESIRED: NO

Applicant requests that his general (under honorable conditions) discharge) be upgraded to honorable. Applicant's submission is at Exhibit A.

The appropriate Air Force office evaluated applicant's request and provided an advisory opinion to the Board recommending the application be denied (Exhibit C). The advisory opinion was 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 opinion 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 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. Walter J. Hosey, and Mr. Richard A. Peterson considered this application on 10 February 1999, in accordance with the provisions of Air Force Instruction 36-2603, and the governing statute, 10 U.S.C. 1552.



VAUGHN E. SCHLUNZ

Panel Chair

Exhibits:

- A. Applicant's DD Form 149
- B. Available Master Personnel Records
- C. Advisory Opinion
- D. SAF/MIBR Ltr Forwarding Advisory Opinion



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

SEP 28 1998

MEMORANDUM FOR AFBCMR

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

SUBJECT: Application for Correction of Military Records [REDACTED]

The applicant, while serving in the grade of airman, was discharged from the Air Force 07 Jan 82 under the provisions of AFM 39-12 (Unsuitability Apathy, Defective Attitude) with an under honorable conditions (general) discharge. He served 01 year 11 months and 24 days total active service.

Requested Action. The applicant is requesting his discharge be upgraded to honorable.

Basis for Request. Applicant does not claim an injustice in his discharge.

Facts. On 02 Dec 81, applicant was notified by his commander that involuntary discharge action had been initiated against him with a view to effecting his discharge for defective attitude and progressive downward trend in duty performance. Applicant had received two Article 15 actions for failure to obey a lawful order on 21 Jan 81 which resulted in a reduction in grade, fine, and correctional custody. He also received ATC Forms 18 for coming to work late, failure to complete work when having stated it was finished, and failure to keep filling work caught up. An Evaluation Officer was duly appointed and interviewed the applicant and made a finding that member was unsuitable for further military and recommended his discharge with a general discharge. Applicant did not submit a statement in his own behalf. The case was reviewed by the base legal office and found to be legally sufficient to support discharge. The discharge authority approved the recommendation for discharge on 05 Jan 82 and directed that the applicant be furnished a general discharge certificate without probation.

Discussion. This case has been reviewed for separation processing and there are no errors or irregularities causing an injustice to the applicant. The discharge complies with directives in effect at the time of his discharge. The records indicate member's military service was reviewed and appropriate action was taken.

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Recommendation. Applicant did not identify any specific errors in the discharge processing nor provide facts which warrant an upgrade of the discharge he received. Accordingly, we recommend applicant's request be denied. He has not filed a timely request.




JOHN C. WOOTEN, DAF
Military Personnel Mgmt Spec
Separations Branch
Dir of Personnel Program Management

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