



UNITED STATES AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

ADDENDUM TO RECORD OF PROCEEDINGS

IN THE MATTER OF:

DOCKET NUMBER: BC-2008-00517-2

Work-Product

COUNSEL: NONE

HEARING REQUESTED: YES

APPLICANT'S REQUEST

The Board reconsider his request to upgrade his discharge characterization from general to honorable. The applicant further contended his misconduct was not severe enough for a discharge and ranking individuals were overzealous in their decision. Since he did not receive any documents at the time of his misconduct/discharge and had lost some paperwork over time, he said he cannot meet his burden of proof and requested the Air Force provide the documents he needed to explain his misconduct. He believes he should receive an upgrade because of his minimal misconduct and because he is a great patriot who has remained involved as a director for reunions with his last security forces squadron for many years.

RESUME OF THE CASE

The applicant is a former airman (E-2) who received a general (under honorable conditions) discharge on 27 Jul 82 for misconduct (frequent involvement of a discreditable nature).

On 10 Jul 08, the Board considered and denied his request for clemency and a discharge upgrade from general to honorable, finding the applicant had provided insufficient evidence of an error or injustice to justify relief.

For an accounting of the applicant's original request and the rationale of the earlier decision, see the AFBCMR Letter and Record of Proceedings at Exhibit F.

On 12 Oct 23, the applicant requested reconsideration of his case, further contending his misconduct was not severe enough for a discharge. He also stated he could not meet the burden of proof to explain his misconduct because he did not have the necessary documents, and requested the Air Force provide those for him.

The applicant's complete submission is at Exhibit G.

POST-SERVICE INFORMATION

On 13 Mar 24, the Board sent the applicant a request for post-service information and advised the applicant he was required to provide a Federal Bureau of Investigation (FBI) Identity History Summary Check, which would indicate whether or not he had an arrest record. In the alternative, the applicant could provide proof of employment in which background checks are part of the hiring process (Exhibit H). The applicant replied on 10 Oct 24 and provided an FBI report, dated 4 Jun

2024. According to the report, the applicant has had no arrests since discharge. Additionally, the applicant provided a personal statement, two character statements with real estate listings, and a copy of his official military personnel file from the National Personnel Records Center.

The applicant's complete response is at Exhibit I.

APPLICABLE AUTHORITY/GUIDANCE

On 25 Jul 18, the Under Secretary of Defense issued supplemental guidance (Wilke Memo) to military corrections boards in determining whether relief is warranted based on equity, injustice, or clemency. These standards authorize the board to grant relief in order to ensure fundamental fairness. Clemency refers to relief specifically granted from a criminal sentence and is a part of the broad authority Boards have to ensure fundamental fairness. This guidance applies to more than clemency from sentencing in a court-martial; it also applies to any other corrections, including changes in a discharge, which may be warranted on equity or relief from injustice grounds. This guidance does not mandate relief, but rather provides standards and principles to guide Boards in application of their equitable relief authority. Each case will be assessed on its own merits. The relative weight of each principle and whether the principle supports relief in a particular case, are within the sound discretion of each Board. In determining whether to grant relief on the basis of equity, an injustice, or clemency grounds, the Board should refer to the supplemental guidance, paragraphs 6 and 7.

Department of the Air Force Instruction (DAFI) 36-3211, *Military Separations*, describes the authorized service characterizations.

Honorable. The quality of the airman's service generally has met Department of the Air Force standards of acceptable conduct and performance of duty or when a member's service is otherwise so meritorious that any other characterization would be inappropriate.

General (Under Honorable Conditions). If an airman's service has been honest and faithful, this characterization is warranted when significant negative aspects of the airman's conduct or performance of duty outweigh positive aspects of the member's military record.

The entire guidance can be found at Exhibit H.

FINDINGS AND CONCLUSION

1. The application was timely filed.
2. The applicant exhausted all available non-judicial relief before applying to the Board.
3. After reviewing all Exhibits, the Board concludes the applicant is the victim of an error or injustice. Based on the applicant's post-service employment record and community contributions, and considering the passage of over 40 years since the non-violent nature infractions occurred, the Board finds that a preponderance of the evidence supports the applicant's contentions. Therefore, the Board recommends correcting the applicant's records as indicated below.

4. The applicant has not shown a personal appearance, with or without counsel, would materially add to the Board's understanding of the issues involved.

RECOMMENDATION

The pertinent military records of the Department of the Air Force relating to APPLICANT be corrected to show on 27 Jul 82, he was discharged with service characterized as honorable, and a separation code and corresponding narrative reason for separation of JFF (Secretarial Authority).

CERTIFICATION

The following quorum of the Board, as defined in Department of the Air Force Instruction (DAFI) 36-2603, *Air Force Board for Correction of Military Records (AFBCMR)*, paragraph 2.1, considered Docket Number BC-2008-00517-2 in Executive Session on 23 Aug and 24 Aug 25:

- Work-Product, Panel Chair
- Work-Product, Panel Member
- Work-Product, Panel Member

All members voted to correct the record. The panel considered the following:

- Exhibit F: Record of Proceedings, w/ Exhibits A-E, dated 22 Aug 08.
- Exhibit G: Application, DD Form 149, w/atchs, dated 12 Oct 23.
- Exhibit H: Letter, SAF/MRBC, w/atchs (Post-Service Request and Clemency Guidance), dated 13 Mar 24.
- Exhibit I: Applicant's Response, FBI Report with Post-Service Information, dated 10 Oct 24.

Taken together with all Exhibits, this document constitutes the true and complete Record of Proceedings, as required by DAFI 36-2603, paragraph 4.12.9.

9/18/2025

Work-Product

Board Operations Manager, AFBCMR
Signed by: USAF