

RECORD OF PROCEEDINGS
AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF:

DOCKET NUMBER: BC-2010-03502
COUNSEL: NONE
HEARING DESIRED: NO

APPLICANT REQUESTS THAT:

His reentry (RE) code of "2C" (*Involuntarily separated with an honorable discharge; or entry level separation without characterization of service*) be changed.

APPLICANT CONTENDS THAT:

He was told during a separation briefing that he would be able to rejoin the military 6 months after being discharged from the Air Force. He feels it to be unjust that he cannot enlist in the Navy or Marines. He is now ready to serve his country despite his past mistakes. He feels he was instigated by other people and thought it was okay to act the way he did; however, he now knows his actions were improper and takes sole responsibility for his actions. He is ready to serve his country with respect, responsibility, and honor.

In support of his request, the applicant provides a copy of his DD Form 214, *Certificate of Release or Discharge from Active Duty*.

His complete submission, with attachment, is at Exhibit A.

STATEMENT OF FACTS:

The applicant enlisted into the Regular Air Force on 21 Oct 08. He was notified by his commander that he was recommending him for discharge from the Air Force under the provisions of AFPD 36-32 and AFI 36-3208, Chapter 5, Section 5D, Entry Level Performance or Conduct, Paragraph 5.22, eligibility and criteria, paragraph 5.22.2. The specific reason for this action was for his unsatisfactory performance and conduct as documented in his Basic Training Record (LAFB Form 105A), with separate negative entries dated 4 Nov 08; 6 Nov 08, 17 Nov 08, 21 Nov 08, and 25 Nov 08, that document the applicant's minor disciplinary infractions and his failure to adapt to the military environment. His commander recommended he be discharged with an entry-level discharge. The applicant acknowledged receipt of the discharge notification. He

was counseled and elected not to submit a statement on his own behalf. He was discharged on 15 Dec 08 after serving 1 month and 25 days on active duty.

AIR FORCE EVALUATION:

AFPC/DPSOA recommends denial. DPSOA states the applicant received the appropriate RE code of "2C" for his entry-level separation which coincides with his uncharacterized service for serving less than 180 days of continuous active service. The applicant does not provide any proof of an error or injustice in regards to his RE code. DPSOA notes that other components of the military determine their own eligibility criteria for prior service personnel, and have the right to change their criteria at anytime to meet their individual needs. It is not the RE code that prevents the applicant from entering the military; however, it is each component's policy in reference to RE codes.

The DPSOA complete evaluation is at Exhibit C.

APPLICANT'S REVIEW OF AIR FORCE EVALUATION:

A copy of the Air Force evaluation was forwarded to the applicant on 27 Nov 10 for review and comment within 30 days. As of this date, this office has received no response.

THE BOARD CONCLUDES THAT:

1. The applicant has exhausted all remedies provided by existing law or regulations.
2. The application was timely filed.
3. Insufficient relevant evidence has been presented to demonstrate the existence of an error or injustice. We note that members separated from the Air Force are furnished an RE code predicated upon the quality of their service and circumstances of their separation. The evidence of record indicates the applicant was given an entry level separation for his performance. As a result, he was assigned an RE code of 2C. He has provided no evidence which would lead us to believe his entry level separation was improper or contrary to the provisions of the governing instruction, or that the RE code was not appropriately assigned. In view of the foregoing, and in the absence of evidence to the contrary, we conclude that no basis exists to recommend favorable action on the applicant's request that his RE code of 2C be changed.

THE BOARD DETERMINES THAT:

The applicant be notified that the evidence presented did not demonstrate the existence of material error or injustice; that the application was denied without a personal appearance; and that the application will only be reconsidered upon the submission of newly discovered relevant evidence not considered with this application.

The following members of the Board considered AFBCMR Docket Number BC-2010-03502 in Executive Session on 7 Apr 11, under the provisions of AFI 36-2603:

The following documentary evidence was considered:

- Exhibit A. DD Form 149, dated 13 Sep 10, w/atchs.
- Exhibit B. Applicant's Master Personnel Records.
- Exhibit C. Letter, AFPC/DPSOA, dated 29 Oct 10.
- Exhibit D. Letter, SAF/MRBR, dated 27 Nov 10.

