RECORD OF PROCEEDINGS

AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

IN THE MATTER OF: DOCKET NUMBER: BC-2015-02493

COUNSEL: NONE

HEARING DESIRED: NO

APPLICANT REQUESTS THAT:

His “undesirable” discharge be upgraded to honorable.

APPLICANT CONTENDS THAT:

He served as a military policeman (MP) in the Army Air Corps in Korea.

The applicant’s complete submission, with attachments, is at Exhibit A.

STATEMENT OF FACTS:

The applicant enlisted in the Regular Air Force on 31 Aug 51.

On 28 Jul 54, the applicant was furnished an “Undesirable” discharge after completing 2 years, 7 months, and 17 days of service of pay purposes.

Based upon the information submitted by the applicant, his official military records were destroyed in the fire at the National Personnel Records Center (NPRC) in St. Louis in 1973.

On 3 Jan 16, the applicant passed away.

In an undated letter, the applicant’s daughter requested to “continue the process to upgrade father’s discharge.” (Exhibit C)

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 took notice of the applicant's complete submission in judging the merits of the case; however, we find no evidence of an error or injustice that occurred in the discharge processing. We note the applicant’s military personnel records are not available for our review. Therefore, the facts surrounding his separation and character of service could not be verified. However, based on the presumption of regularity in the conduct of governmental affairs, absent evidence to the contrary, we must assume the applicant’s discharge, to include his service characterization and narrative reason for separation, were proper and in compliance with the directive under which it was effected. The applicant provided no evidence which would lead us to believe the characterization of the service was contrary to the provisions of the governing regulation, unduly harsh, or disproportionate to the offenses committed. In the interest of justice, we considered upgrading the discharge based on clemency; however, in the absence of any evidence related to the applicant’s post-service activities, there is no way for us to determine if the applicant’s accomplishments since leaving the service warrant such an action. Therefore, in the absence of evidence to the contrary, we find no basis to recommend granting the relief sought.

THE BOARD DETERMINES THAT:

The applicant’s next-of-kin (NOK) be notified the evidence presented did not demonstrate the existence of material error or injustice; the application was denied without a personal appearance from the applicant’s NOK; and 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-2015-02493 in Executive Session on 25 Jul 17 under the provisions of AFI 36-2603:

Panel Chair

Member

Member

The following documentary evidence pertaining to AFBCMR Docket Number BC-2015-02493 was considered:

Exhibit A.  DD Form 149, dated 8 Aug 15, w/atchs.

Exhibit B.  Applicant's Master Personnel Records.

Exhibit C.  Letter, Applicant’s Next-of-Kin, undated.

Pursuant to paragraph 1 of AFI 36-2603 (Title 32 Code of Federal Regulations, Part 865.1), it is certified that a quorum was present at the Board's review and deliberations, and the foregoing is a true and complete record of the Board's proceedings in the above entitled matter.