

CUI//SP-MIL/SP-PRVCY

# UNITED STATES AIR FORCE BOARD FOR CORRECTION OF MILITARY RECORDS

## ADDENDUM TO RECORD OF PROCEEDINGS

**IN THE MATTER OF:** 

Work-Product

#### **DOCKET NUMBER:** BC-2016-03681-2

**COUNSEL:** NONE

HEARING REQUESTED: YES

### **APPLICANT'S REQUEST**

The Board reconsider her request that her narrative reason for separation of "Marginal Performance" be changed to "Service-Connected Disability."

#### **RESUME OF THE CASE**

The applicant is a former Air Force airman basic.

On 20 June 2018, the Board considered and denied her request to change her honorable discharge to a medical retirement/discharge and her narrative reason for separation of "Marginal Performance," be changed to Service-Connected Disability; finding the prior request was not timely submitted.

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 w/Exhibits A-E.

On 7 July 2021, the applicant requested reconsideration of her request. She contends she was discharged due to a disability and her reason for separation should reflect disability. She also seeks clarification of the reason why she was discharged prior to her enlistment period ending. In support of her reconsideration request, the applicant submitted a service-connected disability compensation letter from the Department of Veterans Affairs (DVA), dated 23 February 2021, as new evidence.

The applicant's complete submission is at Exhibit G.

### **AIR FORCE EVALUATION**

AFPC/DP2SSR recommends denying the application. On 9 September 1977, the applicant was discharged under the provisions of AFR 39-10, *Enlisted Separation of Airmen, (Marginal Performer)* with an honorable service characterization. She served on active duty for one month and seven days.

Separation Program Designator (SPD) code "JET," which denotes, "Involuntary Discharge; Marginal or Nonproductive Performer While Assigned to Recruit or Initial Skills Training, Authority AFR 39-10." A review of the applicant's master of personnel record confirms the applicant was involuntarily separated while attending Basic Military Training (BMT). Her commander notified her on 7 September 1977 of the intent to discharge her for marginal performance as a result of multiple written performance evaluations while at Basic Training. All the documentation is contained in the record to confirm the reason for separation corresponds with

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the SPD code on the applicant's DD Form 214. Furthermore, the applicant acknowledged receipt of the discharge notification. There is no evidence of an intent to discharge based on a disability or that a disability separation took place. Based on review of the master personnel records and the applicant's request, there is no error or injustice.

The complete advisory opinion is at Exhibit H.

### **APPLICANT'S REVIEW OF AIR FORCE EVALUATION**

The Board sent a copy of the advisory opinion to the applicant on 16 June 2022 for comment (Exhibit I), but has received no response.

### 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 remains unconvinced the evidence presented demonstrates an error or injustice. The Board concurs with the rationale and recommendation of AFPC/DP2SSR and finds a preponderance of the evidence does not substantiate the applicant's contentions. Therefore, the Board recommends against correcting the applicant's records.

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 Board recommends informing the applicant the evidence did not demonstrate material error or injustice, and the Board will reconsider the application only upon receipt of relevant evidence not already presented.

## CERTIFICATION

The following quorum of the Board, as defined in the Department of the Air Force Instruction (AFI) 36-2603, *Air Force Board for Correction of Military Records (AFBCMR)*, paragraph 2.1, considered Docket Number BC-2016-03681-2 in Executive Session on 21 September 2022:

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

All members voted against correcting the record. The panel considered the following:

Exhibit F: Record of Proceedings, w/ Exhibits A-G, dated 10 July 2018.

- Exhibit G: Application, DD Form 149, w/atchs, dated 7 July 2021.
- Exhibit H: Advisory Opinion, AFPC/DP2SSR, dated 15 June 2022.
- Exhibit I: Notification of Advisory, SAF/MRBC to Applicant, dated 16 June 2022.

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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.

|                                  | 12/26/2023   |
|----------------------------------|--------------|
| Work-Prod                        |              |
| Work-Product                     |              |
| Board Operations Manager, AFBCMR |              |
| Signed by:                       | Work-Product |
|                                  |              |

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