



**CUI//SP-MIL/SP-PRVCY**

**UNITED STATES AIR FORCE  
BOARD FOR CORRECTION OF MILITARY RECORDS**

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**RECORD OF PROCEEDINGS**

**IN THE MATTER OF:**

**DOCKET NUMBER:** BC-2021-01198

*Work-Product*

**COUNSEL:** NONE

**HEARING REQUESTED:** YES

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**APPLICANT'S REQUEST**

His general (under honorable conditions) discharge be upgraded to honorable.

**APPLICANT'S CONTENTIONS**

His discharge was related to insane behavior/actions brought on by post-traumatic stress disorder (PTSD). He was treated for nightmares in 2018 stemming from an incident in November 2003 during a deployment. Nightmares (distressing dreams) are a symptom of PTSD as described by the American Psychiatric Association.

In support of his application, he submits a cover letter, medical records, character letters and post-service accomplishments.

The applicant's complete submission is at Exhibit A.

**STATEMENT OF FACTS**

The applicant is a former airman (E-2).

On 21 Jan 00, DD Form 4, *Enlistment/Reenlistment Document - Armed Forces of the United States*, indicates the applicant enlisted in the Air Force Reserve for eight years under the Delayed Entry/Enlistment Program (DEP). He was discharged from the DEP and enlisted in the Regular Air Force 29 Aug 00 for a period of four years.

On 6 Jan 04, the applicant received an Article 15 for failing to obey a lawful order by wrongfully consuming more than two (2) alcoholic beverages in a day while deployed in Dec 03. The applicant chose not to appeal the decision.

On 30 Jun 04, the applicant received an Article 15 for wrongfully possessing a Schedule II controlled substance and wrongfully soliciting another airman to sell his prescription pills, by continuously harassing the airman to sell the pills until he (airman) sold them to the applicant.

On 10 Aug 04, DD Form 214, *Certificate of Release or Discharge from Active Duty*, indicates the applicant received a general (under honorable conditions) discharge. His narrative reason for separation is "Misconduct" and he was credited with 3 years, 11 months, and 12 days of total active service.

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Controlled by: SAF/MRB  
CUI Categories: SP-MIL/SP-PRVCY  
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## **CUI//SP-MIL/SP-PRVCY**

For more information, see the excerpt of the applicant's record at Exhibit B.

### **APPLICABLE AUTHORITY/GUIDANCE**

AFI 36-3208, *Administrative Separation of Airmen*, describes the types of service characterization:

**Honorable.** The quality of the airman's service generally has met 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.

**Under Honorable Conditions (General).** 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 airman's military record.

**Under Other than Honorable Conditions.** When basing the reason for separation on a pattern of behavior or one or more acts or omissions that constitute a significant departure from the conduct expected of airmen. The member must have an opportunity for a hearing by an administrative discharge board or request discharge in lieu of trial by court-martial. Examples of such behavior, acts, or omissions include, but are not limited to:

- The use of force or violence to produce serious bodily injury or death.
- Abuse of a special position of trust.
- Disregard by a superior of customary superior - subordinate relationships.
- Acts or omissions that endanger the security of the United States.
- Acts or omissions that endanger the health and welfare of other members of the Air Force.
- Deliberate acts or omissions that seriously endanger the health and safety of other persons.
- Rape, sexual assault, aggravated sexual contact, abusive sexual contact, rape of a child, sexual assault of a child, sexual abuse of a child, forcible sodomy and attempts to commit these offenses.

### **AIR FORCE EVALUATION**

The AFBCMR Psychological Advisor completed a review of all available records and finds insufficient evidence to support the applicant's request for an upgrade of his discharge. The applicant's discharge paperwork and service treatment records were not available for review. The applicant's post-service treatment records from the Department of Veterans Affairs (DVA) reported he received brief mental health treatment 14 years post discharge, for having nightmares. His records also reported he struggled with substance abuse issues for several years post discharge and he was given a diagnosis of Nightmare Disorder. However, there were no records indicating he received a diagnosis of PTSD. The applicant's personal statement is not sufficient enough to explain or mitigate his misconduct and discharge especially in the absence of available essential records. The applicant may consider submitting new evidence, especially his discharge paperwork and service treatment records, for a reconsideration of his petition in the future.

The complete advisory opinion is at Exhibit C.

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

The Board sent a copy of the advisory opinion to the applicant on 16 Feb 22 for comment (Exhibit D), 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 concludes the applicant is not the victim of an error or injustice. The Board concurs with the rationale of the AFBCMR Psychological Advisor 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 Air Force Instruction (AFI) 36-2603, *Air Force Board for Correction of Military Records (AFBCMR)*, paragraph 1.5, considered Docket Number BC-2021-01198 in Executive Session on 27 Apr 22:

*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 A: Application, DD Form 149, w/atchs, dated 7 Jan 21.
- Exhibit B: Documentary Evidence, including relevant excerpts from official records.
- Exhibit C: Advisory Opinion, AFBCMR Psychological Advisor, dated 18 Oct 21.
- Exhibit D: Notification of Advisory, SAF/MRBC to Applicant, dated 16 Feb 22.

Taken together with all Exhibits, this document constitutes the true and complete Record of Proceedings, as required by AFI 36-2603, paragraph 4.11.9.

3/14/2023  
*Work-Product*  
Board Operations Manager, AFBCMR  
Signed by: USAF