

AIR FORCE DISCHARGE REVIEW BOARD HEARING RECORD

NAME OF SERVICE MEMBER (LAST, FIRST MIDDLE INITIAL) [REDACTED]			GRADE AMN		AFSN/SSAN [REDACTED]		
TYPE GEN <input checked="" type="checkbox"/> COUNSEL YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> X		PERSONAL APPEARANCE		<input checked="" type="checkbox"/> X	RECORD REVIEW		
NAME OF COUNSEL AND OR ORGANIZATION [REDACTED]			ADDRESS AND OR ORGANIZATION OF COUNSEL [REDACTED]				
MEMBER SITTING [REDACTED]			VOTE OF THE BOARD				
			IION	GEN	UOTHC	OTHER	DENY
			[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	X
			[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	X
			[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	X
			[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	X
ISSUES A94.53		INDEX NUMBER A67.10		EXHIBITS SUBMITTED TO THE BOARD			
				1	ORDER APPOINTING THE BOARD		
				2	APPLICATION FOR REVIEW OF DISCHARGE		
				3	LETTER OF NOTIFICATION		
				4	BRIEF OF PERSONNEL FILE		
				COUNSEL'S RELEASE TO THE BOARD			
				ADDITIONAL EXHIBITS SUBMITTED AT TIME OF PERSONAL APPEARANCE			
				TAPE RECORDING OF PERSONAL APPEARANCE HE			
HEARING DATE 25 Jul 2007		CASE NUMBER FD-2006-00277					
APPLICANT'S ISSUE AND THE BOARD'S DECISIONAL RATIONAL ARE DISCUSSED ON THE ATTACHED AIR FORCE DISCHARGE REVIEW BOARD DECISIONAL RATIONALE							
Case heard in Washington, D.C.							
Advise applicant of the decision of the Board, the right to a personal appearance with/without counsel, and the right to submit an application to the AFBCMR.							
Names and votes will be made available to the applicant at the applicant's request.							
INDORSEMENT				DATE: 7/30/2007			
TO: SAF/MRBR 550 C STREET WEST, SUITE 40 RANDOLPH AFB, TX 78150-4742				FROM: SECRETARY OF THE AIR FORCE PERSONNEL COUNCIL AIR FORCE DISCHARGE REVIEW BOARD 1535 COMMAND DR, EE WING, 3RD FLOOR ANDREWS AFB, MD 20762-7002			

AIR FORCE DISCHARGE REVIEW BOARD DECISIONAL RATIONALE

CASE NUMBER

FD-2006-00277

GENERAL: The applicant appeals for upgrade of discharge to honorable.

The applicant was offered a personal appearance before the Discharge Review Board (DRB) but declined to exercise this right.

The attached brief contains available pertinent data on the applicant and the factors leading to the discharge.

FINDINGS: Upgrade of discharge is denied.

The Board finds the applicant submitted no issues contesting the equity or propriety of the discharge, and after a thorough review of the record, the Board was unable to identify any that would justify a change of discharge.

ISSUE:

The applicant submitted no issues and requested that the review be completed based on the available service record. The Board reviewed the entire record and found no evidence of impropriety or inequity in this case on which to base an upgrade of discharge. The records indicated the applicant had a Special Court Martial for making a false official statement to a physician and trying to avoid her service as a Security Forces member by exaggerating headaches. She was sentenced to 60 days of hard labor without confinement, forfeiture of pay for three months, reduction in grade to Airman and restriction to Minot AFB for 30 days. The DRB opined that through these administrative actions, the applicant had ample opportunities to change her negative behavior. The Board concluded the applicant's misconduct was a significant departure from conduct expected of all military members. The characterization of the discharge received by the applicant was found to be appropriate.

CONCLUSIONS: The Discharge Review Board concludes that the discharge was consistent with the procedural and substantive requirements of the discharge regulation and was within the discretion of the discharge authority and that the applicant was provided full administrative due process.

In view of the foregoing findings, the Board further concludes that there exists no legal or equitable basis for upgrade of discharge, thus the applicant's discharge should not be changed.

Attachment:
Examiner's Brief