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|  **AIR FORCE DISCHARGE REVIEW BOARD DECISIONAL DOCUMENT**  | CASE NUMBER FD-2019-00665 |
|  GENERAL: The applicant was discharged on 12 Jun 18 in accordance with AFI 36-3208 with an Honorable discharge for Pregnancy or Childbirth. The applicant appealed for a change to her reenlistment eligibility code. The board was conducted on 28 Jan 20. The applicant was offered a personal appearance before the Discharge Review Board (DRB), but declined and requested the board be completed based on a records only review. The applicant was not represented by counsel. The attached examiner’s brief (provided to applicant only), extracted from available service records, contains pertinent data regarding the circumstances and character of the applicant’s military service.  FINDING: The DRB voted unanimously to *approve* the applicant’s request to change her reenlistment eligibility code to 3K.DISCUSSION: The DRB, under its responsibility to examine the propriety and equity of an applicant’s discharge, is authorized to change the characterization of service and the narrative reason for discharge if such changes are warranted. If applicable, the board can also change the applicant’s reenlistment eligibility code. In reviewing discharges, the board presumes regularity in the conduct of governmental affairs unless there is substantial credible evidence to rebut the presumption, to include evidence submitted by the applicant. The board completed a thorough review of the circumstances that led to the discharge and the discharge process to determine if the discharge met the pertinent standards of equity and propriety. The applicant’s record of service did not include any disciplinary actions. The applicant contended the reenlistment eligibility code was improper because she received her naturalization after completing basic military training in 2017. The applicant is requesting the change in order to return to military service. The DRB reviewed the applicant’s entire record and found the applicant was naturalized as a citizen of the United States prior to her separation. The board noted the applicant was considered eligible for the 2I (Non-U.S. citizen serving on initial enlistment) reenlistment code because she had not reached 24 months of service nor had a Selective Reenlistment Program (SRP) decision by her Commander. However, IAW AFI 36-2606 paragraph 2.9.1.7.; “Commanders will conduct early SRP consideration for Airmen who have not previously received formal SRP consideration and is otherwise eligible for voluntary early separation for pregnancy or childbirth.” The board determined that an error of procedure associated with the discharge at the time of issuance because the applicant did not receive an SRP decision by the commander prior to separation. The board concluded impropriety existed and relief is warranted.CONCLUSION: The board found neither the evidence of record, nor that provided by the applicant substantiated any inequity. However, sufficient evidence existed to convince the board the reenlistment eligibility code was improper. Therefore, the board determined the reenlistment eligibility code was best reflected as “3K.” The DRB results were approved by the board president on 12 Feb 2020. If desired, the applicant can request a list of the board members and their votes by writing to: Air Force Review Boards AgencyAttn: Discharge Review Board3351 Celmers LaneJoint Base Andrews, NAF Washington, MD 20762-6602 Attachment:Examiner's Brief (Applicant Only) |