

## AIR FORCE DISCHARGE REVIEW BOARD DECISIONAL DOCUMENT

**SUMMARY:**

The applicant was discharged on 07 June 2022 in accordance with Air Force Instruction 36-3208, *Administrative Separation of Airman* with a “Entry Level Discharge” after “Fraudulent Entry (Drug Abuse).” The applicant appealed for an upgrade of his discharge characterization, a change to the discharge narrative reason, and a change to the reenlistment eligibility (RE) code.

The applicant was represented by counsel.

The applicant requested the board be completed based on a records only review. The Board was conducted on 04 May 2023.

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.

**DISCUSSION:** The Air Force Discharge Review Board (AFDRB), 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 documentary evidence the Board considered as part of the review included: the DD form 293, *Application for the Review of Discharge from the Armed Forces of the United States*; The applicant’s personnel file from the *Automated Records Management System (ARMS)* and the DRB Brief.

The applicant requested an upgraded discharge. The applicant stated that his discharge was improper because his chain of command made a material error of discretion by both deeming him completely ineligible for continued military service despite his voluntary admission of smoking marijuana. The applicant stated after his discharge he was informed by a friend that the vape pen he used did not contain marijuana, but he had ingested nicotine instead. The stated due to the fact he did not smoke marijuana he wants to have an opportunity to rejoin the Air Force.

The board determined the applicant requested her uncharacterized Entry Level Separation be upgraded to “Honorable.” However, this would violate current Air Force policy IAW AFI 36-3208, which states Airmen are in entry level status during the first 180 days of continuous active military service and if a separation action is initiated during this time, they will receive an entry level separation without service characterization. Therefore, the applicant’s request to “upgrade” to “Honorable” could not be approved.

**FINDING:** The DRB voted unanimously to *deny* the applicant’s request to upgrade his discharge characterization to “Honorable,” to change the discharge narrative reason to “Secretarial Authority,” and to change the RE code to “2C” or “3K.”

Should the applicant wish to appeal this decision, the applicant must request a personal appearance before this Board before applying for relief to the Air Force Board for Correction of Military Records (AFBCMR).

In accordance with DAFI 36-2603, Air Force Board for Correction of Military Records, all applicants before the AFBCMR must first exhaust available administrative avenues of relief before applying to the AFBCMR, otherwise their AFBCMR case will be administratively closed until such time that the applicant avails themselves of the available avenue of relief. Therefore, should the applicant wish to appeal this decision, they must first exercise their right to make a personal appearance before the AFDRB.

**CONCLUSION:** After a thorough review of the available evidence, to include the Applicant's issues, summary of service, service/medical record entries, and discharge process, the Board found the discharge was proper and equitable. Therefore, the awarded characterization of service shall remain "Entry Level Discharge," the narrative reason for separation shall remain "Fraudulent Entry (Drug Abuse)," and the reentry code shall remain "2G." The AFDRB results were approved by the board president on 8 May 2023. If desired, the applicant can request a list of the board members and their votes by writing to:

Air Force Review Boards Agency  
Attn: Discharge Review Board  
3351 Celmers Lane  
Joint Base Andrews, NAF Washington, MD 20762-6602

Instructions on how to appeal an AFDRB decision can be found at  
<https://afrbportal.azurewebsites.us>

Attachment:  
Examiner's Brief (Applicant Only)