

SUMMARY: The Applicant was discharged on 11 January 2021 in accordance with Air Force Instruction 36-3208, Administrative Separation of Airmen, with an Uncharacterized discharge for entry level performance and conduct. The Applicant appealed for a change to the reentry code.

The Applicant requested the Board be completed based on a records only review. The Board was conducted on 27 March 2025. 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.

DISCUSSION: The Discharge Review Board (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 reentry 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 included the following documented misconduct leading up to their discharge:

- Letter of Reprimand for blatant disrespect to a senior noncommissioned officer
- Letter of Reprimand for violating a general order mandated by the Wing Commander by consuming alcohol
- Letter of Reprimand for disobeying a direct order
- Letter of Reprimand for violating a public health emergency order
- Letter of Reprimand for violating the training squadron's Phase I policy
- Letter of Reprimand for being in possession of tobacco/vape product
- Letter of Counseling for failing to meet dress and appearance standards

The documentary evidence the Board considered as part of the review includes, but is not limited to the DD Form 293, *Application for the Review of Discharge from the Armed Forces of the United States*, and any additional documentation submitted by applicant and/or counsel; the Applicant's personnel file from the Automated Records Management System (ARMS); and the DRB Brief detailing the Applicant's service information and a summary of the case.

The Applicant admitted guilt regarding the charges leading to their discharge and instead appealed for leniency, citing their youth and negative influences at the time. The charges, larceny, false identification of ownership, and grand theft, resulted in an arrest warrant two years later, after the Applicant's enlistment.

The Applicant, while not contesting the discharge's propriety or equity, sought a second chance to serve in the military. The Discharge Review Board (DRB), considering the Wilkie factors, determined the Applicant demonstrated a commitment to positive change by joining the military before the warrant. The Applicant's candor regarding their mistakes leading to discharge, coupled with post-service accomplishments, demonstrated self-improvement and productive citizenship. Furthermore, the Applicant provided a nolle prosequi memorandum, ending the criminal case and dismissing all pending charges. Based on these factors, the DRB approved the change to the Applicant's reentry code.

Additionally, the Board considered the factors laid out in the attachment to the Under Secretary of Defense memorandum, *Guidance to Military Discharge Review Boards and Boards for Correction of Military/Naval Records Regarding Equity, Injustice, or Clemency Determinations*, dated 25 June 2018, known as the “Wilkie Memo.” The Board considered the factors listed in paragraphs (6)(a) -(6)(l) and (7)(a) -(7)(r) of this memorandum.

FINDING: The DRB voted unanimously to ***approve*** the Applicant’s request to change the reentry code.

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 inequitable. Therefore, the awarded characterization of service shall remain “Uncharacterized,” the narrative reason for separation shall remain “Entry Level Performance and Conduct,” and the reentry code shall change to “3K.” The DRB results were approved by the Presiding Officer on 4 April 2025. 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, MD 20762-6435

Attachment:
Examiner's Brief (Applicant Only)