

EXHIBIT 2

Declaration of
Brian A. Pack

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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

MAJOR MARGARET WITT

Plaintiff,

v.

UNITED STATES DEPARTMENT OF
THE AIR FORCE, et al.

Defendants.

No. C06-5195 RBL

DECLARATION OF BRIAN A. PACK

1. I, Senior Master Sergeant Brian A. Pack, am the Personnel Utilization Branch Chief for the Air Force Reserve Command. I have held this position since 15 December 2008.

2. My responsibilities include oversight of the Air Force Reserve Command Separations Branch. This branch is responsible for processing discharge paperwork associated with administrative separations for cause.

3. For Reserve officers involuntarily discharged for cause, the Secretary of the Air Force (or his designee) is the final authority for deciding what their character of service will be. The

1 Secretary's decision is transmitted to our Separations Branch, and we carry it out. We are not
2 authorized to change the Secretary's decision.

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4 4. As evidenced in the 10 July 2007 Action of the Secretary of the Air Force (Attachment 1), the
5 Secretary of the Air Force (through his designee) directed that Major (Maj) Margaret Witt be
6 discharged from the Air Force with an Honorable discharge. The 10 July 2007 Secretarial
7 decision document clearly states that Maj Witt was to receive an "Honorable discharge." I have
8 searched our Automated Records Management System and found no other Secretarial directive.

9
10 5. When the Secretary directs an Honorable service characterization, we issue an order
11 describing the discharge as "Honorable." When the Secretary directs a General service
12 characterization, we issue an order describing the discharge as "General (Under Honorable
13 Conditions)." It is not our practice to issue orders describing Honorable or General service
14 characterizations as simply "Honorable Conditions."

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16 6. It has been brought to my attention that an order was issued describing Maj Witt's discharge
17 as an "Honorable Conditions" discharge (Attachment 2). This description is erroneous. Our
18 duty is to issue orders describing the actual determination of the Secretary of the Air Force,
19 which in this case clearly stated that Maj Witt was to receive an "Honorable" discharge.
20 Moreover, I have checked our electronic Military Personnel Data System (MilPDS), a single tier
21 data system that is a consolidation of all military personnel functions allowing support personnel
22 to employ and/or update applications regarding members within the Regular Air Force, Air
23 National Guard, and Air Force Reserves. MilPDS reflects Maj Witt's discharge as "Honorable."
24 It also reflects that Maj Witt's officer separation record was created on 12 July 2007 and that the
25 last entry to it occurred on 2 October 2007. The MilPDS system shows that the order we cut on
26 12 July 2007 was understood as implementing an "Honorable" service characterization. More
27 importantly, the Secretary's decision document establishes that Maj Witt's discharge service
28 characterization is "Honorable."

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7. Accordingly, I initiated an amendment of our 12 July 2007 order to correct the clerical error apparent in its reference to an "Honorable Conditions" discharge. The amendment has been made and a final copy of it is attached to this declaration as Attachment 3.

8. I declare under penalty of perjury that the foregoing is true and correct.

Executed on 18 June 2010


BRIAN A. PACK, SMSgt, USAF
Chief, Personnel Utilization Branch
Air Force Reserve Command

ATTACHMENT 1

10 July 2007 Action of the
Secretary of the Air Force



Office of the Assistant Secretary

DEPARTMENT OF THE AIR FORCE
WASHINGTON, DC

JUL 10 2007

ACTION
of the
SECRETARY OF THE AIR FORCE

— The Secretary of the Air Force directs that Major Margaret H. Witt, [REDACTED], be discharged from the United States Air Force with an Honorable discharge. This action is taken pursuant to AFI 36-3209.

This action is taken under the authority delegated by Secretary of the Air Force Order 240.8.


JOE G. LINEBERGER
Director
Air Force Review Boards Agency

ATTACHMENT 2

12 July 2007 Reserve Order

DEPARTMENT OF THE AIR FORCE
HEADQUARTERS AIR FORCE RESERVE COMMAND
155 RICHARD RAY BLVE
ROBINS AIR FORCE BASE, GEORGIA 31098-1635

RESERVE ORDER
A-412

12 July 2007

By direction of the President, the Air Force relieves MAJOR MARGARET H. WITT, SSN: [REDACTED] (AFSC X46F3; functional account code: 564000; position control number: 0070632) from assignment 446th Aeromedical Evacuation Squadron, McChord AFB WA and discharges her with an Honorable Conditions Discharge from all appointments in the United States Air Force Reserve effective 1 October 2007. Mailing address: 1022 W. 19th Ave, Spokane WA 99203. Authority: AFI 36-3209, Homosexual Conduct.

FOR THE COMMANDER



TERESA A. HAMS, Colonel, USAF
Chief, Military Personnel Division
Directorate of Personnel

DISTRIBUTION:

5-Indiv
1-ARPC/DSMM
1-AFRC/JAM
1-AFRC/JAS
1-AFRC/A1BR
1-446 AES/CC
1-446 MSS/DPMSA (Relocation)
1-Servicing Reserve Pay Office

RO A-412

ATTACHMENT 3

17 Jun 10 AF Form 973

REQUEST AND AUTHORIZATION FOR CHANGE OF ADMINISTRATIVE ORDERS

(If more space is required, use reverse, identifying items by number)

TO: HQ AFRC/AIKK 155 Richard Ray Blvd Robins AFB GA 31098-1635	FROM: HQ AFRC/AIK 155 Richard Ray Blvd Robins AFB GA 31098-1635	TELEPHONE DSN 497-1211
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THE FOLLOWING ORDER IS: AMENDED AS SHOWN IN ITEM 5 (Rescinded Revoked Totally In Part)

IDENTIFICATION OF ORDER BEING CHANGED *(Issued by this Headquarters unless otherwise stated in item 6.)*

1. BASIC ORDER				2. PREVIOUSLY AMENDED BY		
A. PARA	B. ORDER (Type and Number)	C. DATE	D. <input type="checkbox"/> PCS WITH PCA (EDCSA) <input type="checkbox"/> PCS WITHOUT PCA	A. PARA	B. ORDER (Type and Number)	C. DATE
	RO A-412	20070712				

3. RELATING TO *(TDY, PCS, Short Tour of AD, etc.)*

Separation

4. IDENTIFICATION OF INDIVIDUALS TO WHOM CHANGE ACTION PERTAINS

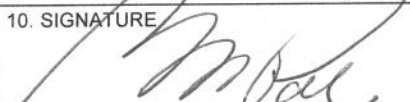
A. GRADE	B. LAST NAME, FIRST, MIDDLE INITIAL	C. SSAN OR CIVILIAN POSITION TITLE	D. ORGANIZATION
MAJ	WITT, MARGARET H.	[REDACTED]	446 AES MCCHORD AFB WA

5. AMENDMENT *(Identify item in order being amended)*


A. ITEM	AS READS	IS AMENDED TO READ
	Honorable Conditions Discharge	Honorable Discharge
B. ITEM	IS AMENDED TO <i>(Include) (Delete)</i>	

6. REMARKS

7. ACCOUNTING CITATION

8. DATE	9. ISSUING/APPROVING OFFICIAL <i>(Typed name, grade, and title)</i>	10. SIGNATURE
20100617	BRIAN A. PACK, SMSgt, USAF Chief, Personnel Utilization Branch, DSN 497-2491	

11. DESIGNATION AND LOCATION OF HEADQUARTERS	12. ORDER (Type and Number)	13. DATE
DEPARTMENT OF THE AIR FORCE HQ AIR FORCE RESERVE COMMAND (AFRC) ROBINS AIR FORCE BASE GEORGIA 31098-1635	RO A-104	20100617
14. TDN FOR THE COMMANDER		

15. DISTRIBUTION	16. SIGNATURE ELEMENT OF ORDERS AUTHENTICATING OFFICIAL
5-Indiv 1-HQ AFRC/JAM 1-HQ AFRC/JAS 1-AF/JA 1-446 AES/CC 1-446 MSS/DPMSA (Relocation) 1-Servicing Reserve Pay Office	1-ARPC/DSMM  EARNEST W. SOWELL Deputy Chief, Personnel Division (Military Personnel) Directorate of Manpower, Personnel and Services

