

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 29 September 2023

DOCKET NUMBER: AR20230001959

APPLICANT REQUESTS: correction of his records to receive retirement points for the day he received his flu shot.

APPLICANT'S SUPPORTING DOCUMENT(S) CONSIDERED BY THE BOARD:

- DD Form 149 (Application for Correction of Military Record)
- DA Form 1380 (Record of Individual Performance of Reserve Duty Training)
- Document from Immunization Clinic
- Troop Program Unit (TPU) Personnel Actions Checklist
- Memorandum, Subject: Delegation of Signature Authority for Headquarters and Headquarters Company, 844th Engineer Battalion

FACTS:

1. The applicant states in effect, he needs to be given points for his flu shot since the Army was unable to pay him for it. This apparently cannot be done at the unit level, at this time. The points have not been added, at this time.

2. The applicant's service record contains the following documents for the Board's consideration:

a. DA Form 71 (Oath of Office - Military Personnel), dated 10 May 2012 which shows the applicant completed the oath of office as a Reserve commissioned Officer.

b. DA Form 5016 (Chronological Statement of Retirement Points), dated 25 September 2023, which shows the applicant has been in the U.S. Army Reserve since 26 October 2011. For the retirement year 27 October 2020 through 26 October 2021 he earned 32 Inactive Duty Training (IDT) points, 15 membership points, and 25 active duty points. The DA Form 5016 does not show retirement points for the year 2022.

c. The applicant's service record is void of DA Forms 1380 for the year 2021 or 2022.

3. The applicant provides the following documents for the Board's consideration:

a. DA Form 1380 dated 17 September 2022, which shows the applicant performed duty for 4 hours (1 retirement point) on 17 September 2021 [sic]. Ms. N- C-, GS-09, signed the DA Form 1380.

b. A document from the Immunization Clinic, which shows the applicant had an appointment on 17 September 2022 for an immunization.

c. TPU Personnel Checklist, dated 6 December 2022, which is a request for retirement points which included the DA Form 1380 and commander's delegation of signature authority memorandum.

d. Memorandum, Subject: Delegation of Signature Authority for Headquarters and Headquarters Company, 844th Engineer Battalion, dated 1 April 2022, which gave Ms. N- C- the authority to sign DA Forms 1380 for the commander.

4. On 8 June 2023, Headquarters, United States Army Reserve Command (USARC), Chief, Soldier Program Branch, provided an advisory opinion for the Board's consideration, which states in effect, USARC reviewed the applicant's documents and determined he should be awarded the points in accordance with Army Regulation (AR) 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records). His DA Form 1380 indicates that he received his flu shot and meets the criteria to be awarded the points. Full administrative relief granted.

5. On 27 July 2023, the advisory opinion was provided to the applicant to allow him the opportunity to respond. He did not respond.

BOARD DISCUSSION:

After reviewing the application, all supporting documents, and the evidence found within the military record, the Board found that relief was warranted. The Board carefully considered the applicant's contentions, the military record, and regulatory guidance. Documentation available for review, shows a DA Form 1380 reflecting that the applicant received a flu shot and meets the criteria to be awarded the requested points. Based on the documentation available for review, the Board determined a recommendation for relief was warranted.


BOARD VOTE:

Mbr 1 Mbr 2 Mbr 3

█	█	█	GRANT FULL RELIEF
:	:	:	GRANT PARTIAL RELIEF
:	:	:	GRANT FORMAL HEARING
:	:	:	DENY APPLICATION

BOARD DETERMINATION/RECOMMENDATION:

The Board determined the evidence presented sufficient to warrant a recommendation for relief. As a result, the Board recommends that all Department of the Army records of the individual concerned be corrected to show he submitted a properly constituted DA Form 1380 was submitted in a timely manner and processed with his retirement points being updated accordingly.

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I certify that herein is recorded the true and complete record of the proceedings of the Army Board for Correction of Military Records in this case.

REFERENCES:

AR 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records) sets responsibilities and procedures to establish and maintain retirement records prescribing the types of training and activities for which retirement points are authorized. It discusses the procedures for recording retirement point credits and training. It provides guidance for the use of completing DA Form 1380.

a. Chapter 2: Paragraph 2-4a states personnel on active duty, Active Duty Training (ADT), Inactive Duty Training (IADT), involuntary ADT, or Annual Training (AT) are awarded one point for each calendar day they serve in one of these categories and may not be awarded additional points for other activities while in such status. A maximum of two retirement points may be credited for attendance at unit Battle Assemblies (BA) or IDT in any 1 calendar day.

b. Paragraph 3-3 states:

(1) The purpose of DA Form 1380 is to record Inactive Duty Training by:

(2) Troop Program Unit Soldiers performing Inactive Duty Training assemblies when pay is authorized, and the Soldier is not present to sign the Inactive Duty Training attendance roster.

(3) Troop Program Unit Soldiers attached to another USAR unit for 89 or fewer days. In such cases the unit of attachment will prepare DA Form 1380 and forward to unit of assignment for recording attendance.

(4) Non-unit Soldiers under the jurisdiction of HRC who are attached for retirement points-only to USAR Troop Program Units, Army National Guard units, or to another Service or component for training. Only attached Soldiers are authorized to perform Inactive Duty Training with the exception of one annual physical health assessment each for medical and dental readiness when authorized by the command prior to the event.

(5) Non-unit Soldiers performing other inactive duty training for retirement point credit.

c. DA Form 1380 will be prepared for a unit Soldier who performs equivalent training or additional training with their unit subsequent to the scheduled Battle Assembly. Troop Program Unit units will retain one copy of the DA Form 1380 to post the appropriate entry into Automated Drill Attendance Reporting Software (ADARS) for the month's report and then place in the appropriate Army records information management system file. Nonpaid DA Forms 1380 will not be entered into ADARS and will be forwarded to

HRC for award of retirement points no later than the end of each duty month. DA Form 1380 will be scanned into the Soldier's iPERMS by the unit of assignment.

//NOTHING FOLLOWS//