ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF:

BOARD DATE: 5 December 2023

DOCKET NUMBER: AR20230002581

<u>APPLICANT REQUESTS:</u> in effect, correction of her records to show the submitted DA Forms 1380 (Record of Individual Performance of Reserve Duty Training) for September and October 2020 were accepted and added to her record.

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

- DD Form 149 (Application for Correction of Military Record)
- DA Form 1380, 25 September 2020 (no signature)
- Advanced Cardiovascular Life Support (ACLS) training certificate, 22 October 2020
- Pediatric Advanced Life Support (PALS) training certificate, 22 October 2020
- DA Form 1380, 22 October 2020
- 7229th Medical Support Unit (MSU) Memorandum for Record (MFR), 1 June 2022
- Troop Program Unit (TPU) Personnel Actions Checklist, 31 August 2022

FACTS:

1. The applicant states:

a. She is requesting correction to her Army Reserves point records for 2020. She is due five points for completion of required training outside of Battle Assembly. Those five points will result in a good year toward retirement.

b. On 10 October 2020, she completed PALS Certification at Emergency Response Training and Support Services in Columbus, MS. This is an Area of Concentration (AOC) 62A requirement. The course was 8 hours long. A DA Form 1380 for points only was returned without action due to submission after 60 days with the guidance to submit to the Army Review Boards Agency (ARBA).

c. On 22 October 2020, she completed the ACLS Certification at Emergency Response Training and Support Services in Columbus, MS. This is also an AOC 62A requirement. The course was 8 hours long. A DA Form 1380 for points only was returned without action due to submission after 60 days with the guidance to submit to ARBA. These activities are authorized for points according to Rule 8 – Attends authorized conventions, professional conferences, or appropriate trade association meetings in a non-pay status. Similarly, a point for flu vaccination outside of drill was not awarded.

2. A review of the applicant's military record shows the following:

a. Having had prior service in the U.S. Army Reserve (USAR) and Regular Army, Orders Number A-03-706454 published by the U.S. Army Human Resources Command, St. Louis, MO, ordered the applicant to active duty to fulfill her 5-year active Army requirement with a report date of 11 June 2007.

b. On 13 June 2007, DA Form 71 (Oath of Office - Military Personnel) shows she was appointed as a Regular Army Medical Corps officer and executed an oath of office.

c. On 25 April 2017, she was honorably released from active duty and transferred to her USAR unit. DD Form 214 (Certificate of Release or Discharge from Active Duty) shows she completed 9 years, 10 months, and 15 days net active service this period.

d. DA Form 5016 (Retirement Accounting Statement) dated 29 July 2023, shows in pertinent part, she earned the following retirement points during the period of 30 June 2020 to 29 June 2021:

- 30 Inactive Duty Training (IDT) points
- 15 membership points
- 45 earned points
- 45 creditable points
- no years, months, or days qualifying for retirement

e. DA Form 5016 (Chronological Statement of Retirement Points) dated 17 November 2023, shows in pertinent part:

(1) She earned the following retirement points during the period of 30 June 2020 to 29 June 2021:

- 30 IDT points
- 15 membership points
- 45 total points creditable
- no years, months, or days qualifying for retirement

(2) A total of:

• 285 – IDT points

ABCMR Record of Proceedings (cont)

- 92 membership points
- 3755 active duty points
- 17 years and 2 days qualifying for retirement
- 4132 points creditable

3. The applicant provides:

a. DA Form 1380 dated 25 September 2020, which shows on 25 September 2020 she completed "4" hours, "N1" [non-paid], "

Annual Influenza Vaccination." The form shows no signature.

b. ACLS and PALS training certificates dated 22 October 2020, which shows she completed training.

c. DA Form 1380 dated 22 October 2020, which shows on 10 and 22 October 2020 she completed 8 hours each day for points only, N2 (non-paid), ACLS certification, Emergency Response Training and Support Services, Columbus, MS; totaling 4 points.

d. 7229th MSU MFR dated 1 June 2022, which shows signature authority for DA Form 1380 was assigned to Staff Sergeant effective 11 July 2022.

e. TPU Personnel Actions Checklist dated 31 August 2022, which shows the required forms and documents submitted by the applicant for processing of her DA Forms 1380 for retirement points only.

4. On 3 October 2023, Headquarters, U.S. Army Reserve Command (USARC), Chief, Soldier Programs Branch, provided an advisory opinion for this case and recommended "partial" administrative relief be granted. The advisory official stated, USARC reviewed the applicant's documents and determined she should be awarded four (4) points "based off" Army Regulation (AR) 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records). The applicant submitted two DA Forms 1380, however only one form was properly signed. Partial administrative relief granted.

5. On 6 October 2023, the applicant was provided with a copy of the USARC advisory opinion to allow comments and/or rebuttal. She 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 applicant's contentions, the military record, and regulatory guidance were carefully considered. The applicant contends she should be awarded retirement points for non-paid duties performed on 25 September 2020 as well as on 10 and 22 October 2020. The Board

ABCMR Record of Proceedings (cont)

reviewed the applicant's documents and agreed with the USARC G-1's determination that she should be awarded four points based on AR 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records). The applicant submitted two DA Forms 1380, however only one form was properly signed. Nevertheless, although the second DA Form 1380 was not signed, the Board determine the applicant performed the duties and should receive credit for that as well. The Board agreed that partial administrative relief is appropriate.

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 is 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 by awarding the applicant qualified retirement points for September and October 2020 provided all other criteria is met.



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:

1. AR 140-1 (Mission, Organization, and Training) states in paragraph 3-26 (Training of Soldiers in a non-pay status), Soldiers in an active status may take part in individual inactive duty training (IDT) in a non-pay status when authorized by the appropriate commander. In pertinent part, individual training opportunities with retirement point credit are approved for:

- attachment to appropriate Reserve Component TPUs
- attachment to Active Army units
- attachment to reinforcement training units as appropriate
- participation in approved training projects or using administrative skills in support of TPU and USAR activities
- attendance at Army service or Army area school training
- enrollment in appropriate extension courses
- attendance at authorized conventions, professional conferences, or appropriate trade association meetings related to the individual's mobilization specialty
- conducting or reviewing medical examinations, and related medical duties
- recruiting duties as described in AR 140–185

2. AR 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records), paragraph 2-1 (Criteria for crediting retirement points) states, IDT will be either 4 hours in length for one retirement point or 8 hours in length for two retirement points.

//NOTHING FOLLOWS//