

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 24 January 2024

DOCKET NUMBER: AR20230004163

APPLICANT REQUESTS: retirement points credit for service performed and correction of retirement points for 23 April 2022 to 23 October 2022.

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)

FACTS:

1. The applicant states that her records do not accurately reflect all qualifying service completed from April – October 2022. She contests that the personnel assigned to her unit lacked the access to the recording system (Personnel Network (PERNET) used to process retirement points. Once her unit obtained access to PERNET, the system was disabled due to the implementation of the Integrated Personnel and Pay System – Army (IPPS-A).

2. A review of the applicant's available personnel records reflects the following:

a. On 6 March 1986, the applicant enlisted in the U.S. Army Reserve (USAR) and subsequently assigned to a Troop Program Unit.

b. On 6 April 2006, the applicant was issued a Notification of Eligibility for Retired Pay at Age 60 (Twenty Year letter).

c. On 13 March 2020, the U.S. Army Human Resources Command issued Orders Number C-03-003275 reassigning the applicant to Headquarters, U.S. Army Pacific Support Unit (USARPAC-SU) effective 13 April 2020.

3. The applicant provides the following a:

a. DA Form 1380 (Record of Individual Performance of Reserve Duty Training), 29 April 2022, reflective of the applicant's attendance at Battle Assembly for "points only" from 23-24 April 2022 (8 hours per day = 4 points total)

- b. DA Form 1380, 31 May 2022, reflective of the applicant's participation in a virtual Battle Assembly for 'points only' on 14 May 2022 (8 hours = 2 points).
- c. DA Form 1380, 27 June 2022, reflective of the applicant's participation in a virtual Battle Assembly for "points only" from 11-12 June (8 hours per day = 4 points total).
- d. DA Form 1380, 31 July 2022, reflective of the applicant's performance of military duties for "points only" on 5 July 2022 (4 hours = 1 point).
- e. DA Form 1380, 20 August 2022, reflective of the applicant's attendance at Battle Assembly for "points only" from 12-14 August 2022 (8 hours per day – 6 points total).
- f. DA Form 1380, 20 September 2022, reflective of the applicant's attendance at Battle Assembly for "points only" from 10-11 September 2022 and 20 September 2022 (8 hours per day = 6 points total).
- g. DA Form 1380, 23 October 2022, reflective of the applicant's participation in a virtual Battle Assembly for "points only" from 22-23 October 2022 (8 hours per day = 4 points).

4. On 28 August 2023, the Headquarters, U.S. Army Reserve Command, Chief, Soldier Programs Branch provided an advisory opinion recommending approval of the applicant's request noting that her submitted documents are in accordance with Army Regulation 140-185 (Training and Retirement Point Credits and Unit Level Strength and Accounting Records).

5. On 1 September 2023, the applicant was provided with a copy of the advisory opinion and was afforded 15 days to provide comments. As of 11 January 2024, the applicant has not responded.

6. A review of the applicant's most recent DA Form 5016 (Chronological Statement of Retirement Points) 11 January 2024, is void of evidence of points awarded during the requested period. The applicant's detailed points history available within the Soldier Management System – Web (SMS-Web) is void of evidence of points previously awarded for the periods requested in the relief.

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. According to the submitted DA Form 1380, the applicant performed the duties and qualified for retirement points for those duties performed between 23 April 2022 and 23

October 2022. The Board was persuaded by her argument that administrative errors occurred that the personnel assigned to her unit lacked the access to the recording system used to process retirement points and once her unit obtained access, the system was disabled due to the implementation of the IPPS-A, resulting in no action being taken on the provided DA Forms 1380. The Board agreed with the USARC determination that the applicant should be awarded the points in accordance with AR 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records). The DA Form 1380 shows she performed duty for points only, but it was never updated to the DA Form 5016. The Board determined that full administrative relief should be granted.

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 qualifying retirement points from 23 April 2022 to 23 October 2022, provided all other criteria is met.

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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 and Accounting Records) prescribes the types of training and activities for which retirement points are authorized and the procedures for recording retirement point credits and training for U.S. Army Reserve (USAR) Soldiers. A qualifying year of service for non-regular retired pay is a full year during which a Reserve Component member is credited with a minimum of 50 retirement points.

a. Paragraph 2–2, (Criteria for Earning Retirement Points) states retirement points may be earned by USAR Soldiers for active duty (AD), or while in an active Reserve status, for ADT, initial active duty for training (IADT), involuntary active duty for training (involuntary ADT), AT, and IDT. Types of IDT are:

- regularly scheduled unit training includes UTA, and MUTA
- Regularly Scheduled Training (RST) other than UTA/MUTA
- make up assemblies for missed UTA/MUTA due to AT
- Equivalent Training (ET) in lieu of scheduled UTA/MUTA or RST
- additional training assemblies (ATA)
- two-hour unit training assemblies
- training of individual Soldiers in non-pay status.

b. Paragraph 2–4 (Criteria for Awarding Retirement Points) states, personnel on AD, ADT, IADT, involuntary ADT, or AT are awarded 1 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. Most types of IDT are covered by one of the following rules on required duration of IDT and calendar day limitations on points:

- one point for each scheduled 4-hour period of IDT at UTA, RST, ET, ATA, or make up assembly maximum of 2 points in 1 calendar day
- one point for each 2 hour or greater period
- two-hour aggregates of shorter periods may be used, except in the case of 2-hour unit training assembly's maximum of 1 point in 1 calendar day
- one point for each 2 hour or greater period
- two-hour aggregates of shorter periods may be used except in the case of 2-hour unit training assemblies
- award of a second point in the same day requires additional hours to bring the day's total to a minimum of 8, maximum of 2 points in 1 calendar day
- points may not be awarded under more than one of the rules above during any single calendar day
- Soldiers may not perform more than 48 BAs per fiscal year. Soldiers must perform RST within 60 days of the missed BA.

c. Paragraph 3-3 (DA Form 1380) provides that DA Form 1380 will be prepared for a unit Soldier who performs equivalent training or additional training with their unit after the scheduled Battle Assembly. TPU units will retain one copy of the DA Form 1380 to post the appropriate entry into ADARS for the months report. 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.

d. Paragraph 3-3b, states a DA Form 1380 will be prepared for a unit Soldier who performs equivalent training or additional training. The code "P" or "N" will be entered in item 9c before the retirement point credit. The code "P" indicates the Soldier is entitled to inactive duty pay for the duties performed; the code "N" indicates the Soldier is entitled to retirement point credit only.

//NOTHING FOLLOWS//