

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 6 February 2024

DOCKET NUMBER: AR20230005250

APPLICANT REQUESTS: correction of his DD Form 214 (Armed Forces of the United States Report of Transfer or Discharge) to show in:

- item 12 (Last Duty Assignment and Major Command): Headquarters Company A 707th Maintenance Battalion, 7th Division, APO AR 96224 – Eighth Army (EUSA) vice Headquarters Company, U.S. Army Pacific (USARPAC)
- item 21 (Home of Record at Time of Entry Into Active Service: Petersburg, MI 49270 vice 48161
- item 23a (Specialty Number & Title): 45K3O (Armament Repairer) vice 45G3O (Turrett Artillery/Armor)

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

DD Form 149 (Application for Correction of Military Record)

FACTS:

1. The applicant did not file within the 3-year time frame provided in Title 10, U.S. Code, section 1552(b); however, the Army Board for Correction of Military Records (ABCMR) conducted a substantive review of this case and determined it is in the interest of justice to excuse the applicant's failure to timely file.
2. The applicant states clerical errors on his original DD Form 214 were discovered when he filed claims last year and have caused confusion. Some of his claims have been denied because raters were unable to determine where he actually served and the duties he performed.
3. The applicant's records contain sufficient evidence to support correction to his last duty assignment and home of record zip code. His DD Form 214 will be administratively corrected to show the requested duty station and home of record zip code.
4. The Board will consider the applicant's request to amend: specialty number and title.

5. The applicant was inducted into the Army of the United States on 15 August 1967. Item 3 (Home of Record) of his DD Form 47 (Record of Induction) shows Petersburg, MI (no zip code provided). He held military occupational specialty (MOS) 11C (Indirect Fire Crewman) and 45G (Turrett Repairman).
6. He served in Korea from 11 January 1968 to 18 March 1969 in duty MOS 45G. He was assigned to Headquarters and Company A, 707th Maintenance Battalion, 7th Infantry Division, U.S. Army Pacific (USARPAC). His DA Form 20 (Enlisted Qualification Record) shows while assigned to this unit, he served as a 45G3O (Turrett Repairman).
7. The applicant was honorably released from active duty on 19 March 1969. His DD Form 214 shows he completed 1 year, 7 months, and 5 days of active service, with 1 year, 2 months, and 9 days of service Korea. It also shows in item 23: 45G3O (Turrett Artillery Armor)
8. There is no evidence in the record and the applicant provides none to show he was formally trained in and/or was awarded, or performed duties in, MOS 45K.
9. By regulation, for item 21 of the DD Form 214, enter home of record at time of entry into active duty as shown on enlistment or induction record, regardless of place physically located at time of entry on active duty. It also states for item 23a, enter primary MOS code number and title.

BOARD DISCUSSION:

After reviewing the application, all supporting documents, and the evidence found within the military record, the Board found that relief was partially warranted. The applicant's contentions, the military record, and regulatory guidance were carefully considered.

- a. The Board note that the applicant's records contain sufficient evidence to support corrections not shown on his DD Form 214, regarding the unit of assignment and the zip code of the city where he entered on active duty.
- b. The applicant contends his specialty number and title are in error. The evidence shows the applicant held the MOS 45G during and at the time of separation from active service. The Board did not find evidence he was trained in or held MOS 45K. Based on a preponderance of evidence, the Board determined that the specialty listed in the applicant's DD Form 214 upon his separation was not in error or unjust.

BOARD VOTE:

Mbr 1 Mbr 2 Mbr 3

: : : GRANT FULL RELIEF

█ █ █ GRANT PARTIAL RELIEF

: : : GRANT FORMAL HEARING

: : : DENY APPLICATION

BOARD DETERMINATION/RECOMMENDATION:

1. The Board determined the evidence presented is sufficient to warrant a recommendation for partial relief. As a result, the Board recommends that all Department of the Army records of the individual concerned be corrected by amending his DD Form 214 as follows:

- item 12: Headquarters and Company A, 707th Maintenance Battalion, 7th Infantry Division, Eighth Army.
- item 21 (Home of Record at Time of Entry Into Active Service: Petersburg, MI 49270 (vice 48161)

2. The Board further determined the evidence presented is insufficient to warrant a portion of the requested relief. As a result, the Board recommends denial of so much of the application that pertains to amending his primary specialty.

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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:

1. Title 10, U.S. Code, section 1552(b), provides that applications for correction of military records must be filed within 3 years after discovery of the alleged error or injustice. This provision of law also allows the ABCMR to excuse an applicant's failure to timely file within the 3-year statute of limitations if the ABCMR determines it would be in the interest of justice to do so.

2. Army Regulation (AR) 635-5 (Personnel Separations – Separation Documents), prescribes policy and procedural guidance relating to transition management; it explains separation document preparation, distribution, and correction. Section III (Instructions for Preparation and Distribution of the Armed Forces of the United States Report of Transfer or Discharge (DD Form 214)) provides detailed instructions for data required in each block of the DD Form 214.

a. It states for item 21 of the DD Form 214, enter home of record at time of entry into active duty as shown on enlistment or induction record, regardless of place physically located at time of entry on active duty.

b. It states for item 23a of the DD Form 214, enter primary MOS code number and title.

3. The DD Form 214 is a synopsis of the Soldier's most recent period of continuous active duty. It provides a brief, clear-cut record of active Army service at the time of release from active duty, retirement, or discharge. The DD Form 214 is a historical document that should reflect the record as it existed at the time the DD Form 214 was created.

//NOTHING FOLLOWS//