

IN THE CASE OF: [REDACTED]

BOARD DATE: 7 March 2024

DOCKET NUMBER: AR20230005514

APPLICANT REQUESTS: correction of his DA Form 5016 (Retirement Accounting Statement) to add eight retirement points for the period December 2022 to February 2023 for retirement year ending 9 March 2023.

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

- DD Form 149 (Application for Correction of Military Record)
- Memorandum, Subject: Delegation of Signature Authority, 1 December 2022
- DA Forms 1380 (Record of Individual Performance of Reserve Duty Training), 14 February 2023

FACTS:

1. The applicant states, in pertinent part, his points were not added to his retirement account from December 2022 to February 2023 as they were returned for resubmission.
2. A review of the applicant's available service record reflects the following:
 - a. On 10 March 2011, having had prior enlisted service in the Army National Guard and the Regular Army he enlisted in the U.S. Army Reserve (USAR) for a period of 2 years. He continued service through reenlistments.
 - b. DA Form 5016 dated 8 April 2023 shows for the retirement year ending on 9 March 2023, the applicant earned 5 membership points and 8 active duty training (ADT) points, totaling 13 total points creditable.
 - c. He continues service with the USAR.
3. The applicant provides the following:
 - a. Memorandum, Subject: Delegation of Signature Authority, dated 1 December 2022, authorizing the unit Transportation Management Supervisor, Staff Sergeant (SSG) M- C-, authority to sign documents and correspondence that would normally be the responsibility of the commander.

b. DA Forms 1380, signed by SSG [REDACTED] dated 14 February 2023, showing the applicant completed training on the following dates:

- On 10 December 2022, for 8 hours, totaling 2 retirement points.
- On 7 January 2023, for 8 hours, totaling 2 retirement points.
- On 4 and 5 February 2023, for 8 hours each, totaling 4 retirement points.

4. On 31 October 2023, the United States Army Reserve Command (USARC), Chief, Soldier Programs Branch, provided an advisory opinion recommending approval of the applicant's request stating, in effect, they reviewed the applicant's documents and determined he should be awarded eight (8) points based off Army Regulation (AR) 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records).

5. On 3 November 2023, the applicant was provided with a copy of the advisory opinion to provide a response. As of 17 November 2023, he had not responded.

BOARD DISCUSSION:

1. After reviewing the application, all supporting documents, and the evidence found within the military record, the Board found relief is warranted.

2. The Board concurred with the conclusion of the advisory official that the evidence supports the requested relief. The Board determined the applicant's retirement points should be updated to reflect 8 additional points for duty performed on 10 December 2022, 7 January 2023, and 4 and 5 February 2023.

BOARD VOTE:

Mbr 1 Mbr 2 Mbr 3

[REDACTED]	[REDACTED]	[REDACTED]	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 to reflect credit for the retirement points shown on the DA Forms 1380 documenting service on:

- 10 December 2022, 8 hours, 2 retirement points
- 7 January 2023, 8 hours, 2 retirement points
- 4 and 5 February 2023, 8 hours each, 4 retirement points

X

CHAIRPERSON

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.

REFERENCE:

AR 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records), paragraph 3-3 (DA Form 1380) provides that the DA Form 1380 is utilized to record IDT performed by 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 IDT with the exception of one annual physical health assessment each for medical and dental readiness when authorized by the command prior to the event. Non-unit Soldiers attached for retirement point credit to IMA detachments are reported on DA Form 1379 (U.S. Army Reserve Components Unit Record of Reserve Training) for those units.

a. 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.

b. With regard to awarding of retirement points for IDT (Four-Hour Rule), Service Members will be awarded one point for each 4-hour period of IDT duty performed. Maximum of two points per calendar day applies to IDT duty. Duty must be 8 hours in duration to receive two points per day.

//NOTHING FOLLOWS//