

IN THE CASE OF: [REDACTED]

BOARD DATE: 29 February 2024

DOCKET NUMBER: AR20230005683

APPLICANT REQUESTS: correction of his retirement points to reflect inclusion of service for points only performed for the retirement period covering August to December 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), 27 September 2022
- DA Forms 1380, 7 November 2022
- DA Form 1380, 30 November 2022
- DA Form 1380, 7 January 2023

FACTS:

1. The applicant states, in pertinent part:

a. He is missing retirement points for several periods of duty completed for points only. The specific dates are as follows:

- 8 August 2022
- 16 August 2022
- 26 September 2022
- 13 October 2022
- 29 November 2022
- 6 December 2022
- 20 December 2022

b. Most of the DA Forms 1380 were submitted to the Reserve Command prior to the Integrated Personnel and Pay System – Army (IPPS-A) system changeover but were not processed due to the system being unavailable. Once the update was over and IPPS-A was available again, the date the DA Forms 1380 were resubmitted was more than 60 days after the duty occurred. Guidance received was returned without

action. This action is not within the 60-day duty submission window. This DA Forms 1380 must be sent to the Army Review Boards Agency.

2. A review of the applicant's available service record reflects the following:

a. On 1 May 1995, he enlisted in the U.S. Army (USAR) Reserve for a period of 8 years.

b. On 4 May 2000, Headquarters, United States Army Aviation Center and Fort Rucker issued Orders Number 125-0501 honorably discharging him from the USAR for the purpose of accepting appointment as a warrant officer, effective 18 May 2000.

c. On 19 May 2000:

(1) Headquarters, United States Army Aviation Center and Fort Rucker issued a Memorandum for Appointment as a Reserve Warrant Officer of the Army for an indefinite term.

(2) He accepted commission as a Reserve warrant officer and executed an oath of office.

d. On 31 May 2018, the U.S. Army Human Resources Command issued a Memorandum for Notification of Eligibility for Retired Pay at Non-Regular Retirement (20-Year Letter).

e. DA Form 5016 (Retirement Accounting Statement), dated 30 May 2023 shows:

(1) For the retirement year ending on 13 November 2022, the applicant earned 33 Inactive Duty Training (IDT) points, 8 membership points, 18 Active Duty Training (ADT) points, totaling 59 total points creditable.

(2) For the retirement year ending on 30 April 2023, the applicant earned 28 IDT points, 7 membership points, and 21 ADT points, totaling 56 total points creditable.

f. He continues service with the USAR.

3. The applicant provides the following:

a. DA Form 1380, dated 27 September 2022, showing the applicant completed training on 8 and 16 August 2022, for 4 hours each, totaling 2 retirement points.

b. DA Forms 1380, dated 7 November 2022, showing the applicant completed training on:

(1) 26 September 2022, for 4 hours, totaling 1 retirement point.

(2) 13 October 2022, for 4 hours, totaling 1 retirement point.

c. DA Form 1380, dated 30 November 2022, showing the applicant completed training on 29 November 2022, for 4 hours, totaling 1 retirement point.

d. DA Form 1380, dated 7 January 2023, showing the applicant completed training on 6 and 20 December 2022, for 4 hours each, totaling 2 retirement points.

4. On 28 November 2023, the United States Army Reserve Command, 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 seven (7) points based off Army Regulation (AR) 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records). He submitted his DA Forms 1380 for points during the transition to IPPS-A. Due to issues with IPPS-A, he passed the 60-day window allowed to process the points at the USAR Readiness Divisions. A favorable decision will allow the Readiness Division to process the DA Forms 1380 for retirement points.

5. On 6 December 2023, the applicant was provided with a copy of the advisory opinion to provide a response. As of 20 December 2023, he did not respond.

#### BOARD DISCUSSION:

After reviewing the application and all supporting documents, the Board determined relief was warranted. The applicant's contentions, the military record, and regulatory guidance were carefully considered. Based upon the available documentation and the findings and recommendation of the USARC advisory opinion, the Board concluded there was sufficient evidence to correct the applicant's earned retirement points to reflect inclusion of service for points only performed for the retirement period covering August to December 2022.

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 Army records of the individual concerned be corrected by awarding an additional seven (7) retirement points for the retirement period covering August to December 2022.

5/20/2024

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CHAIRPERSON

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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.

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.

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//