

IN THE CASE OF: ██████████

BOARD DATE: 6 March 2024

DOCKET NUMBER: AR20230005724

APPLICANT REQUESTS: retirement points credit for duties performed on 11 September 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 and Reserve Training)

FACTS:

1. The applicant states the DA Form 1380 for 11 September 2022 is not applied to her point system and needs to be added. She drilled during September with the military.
2. Review of the applicant's service records shows:
  - a. She enlisted in the U.S. Army Reserve (USAR) on 8 December 2006. She completed training for award of military occupational specialty 68W, Health care Specialist.
  - b. She served in a troop program unit of the USAR, reenlisting on 30 April 2013 and on 29 June 2021. She was promoted to sergeant/E-5.
  - c. On 6 July 2023, an informal physical evaluation board (PEB) found her medical condition unfitting and recommended a rating of disability 80% and permanent disability retirement.
  - d. On 11 July 2023, the U.S. Army Physical Disability Agency published Orders D192-18 retiring her on 10 August 2023 due to disability and placing her on the permanent disability list in the grade of SGT on 11 August 2023.
3. The applicant provides a DA Form 1380, dated 18 September 2022, signed by an official on 21 September 2022. She listed 4 hours of N1 duties performed on 11 September 2022 for points only

4. The applicant’s DA Form 5018, Retirement Accounting Statement, dated 25 February 2024 shows she completed 15 qualifying years of service for non-regular retirement. A breakdown of her points for the contested years is as follows:

BEGIN DATE	END DATE	MIL PER CLASS	SERVICE TYPE	INACTIVE DUTY POINTS	EXT COURSE POINTS	MEMBER -SHIP POINTS	ACTIVE DUTY POINTS	QUALIFYING FOR RETIREMENT			POINTS EARNED	POINTS CREDIT-ABLE
								YRS	MOS	DAYS		
20211208	20221113	E	TPU	37	0	14	0	00	11	07	51	51
20221114	20221207	E	TPU	0	0	1	0	00	00	23	1	1
20221208	20230810	E	TPU	8	0	10	0	00	00	00	18	18
20230811	20231207	E	TDRL	0	0	0	0	00	00	00	0	0
20231208		E	TDRL	0	0	0	0	00	00	00	0	0
CAREER TOTALS				538	6	250	755	15	00	00	1549	1549

5. On 31 January 2024, the U.S. Army Reserve Command provided an advisory opinion in the processing of this case. The advisory official stated USARC reviewed the applicant’s documents and determined they should have been one (1) point in accordance with AR 140-185. The retirement was not awarded when the duty was performed and was outside the window for the Readiness Divisions (RD) to update. A favorable decision from ARBA would allow the RDs to process the point. Full administrative relief granted.

6. The applicant was provided with a copy of this advisory opinion to give her an opportunity to submit a response and/or additional comments. 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 Board carefully considered the applicant's record of service, documents submitted in support of the petition and executed a comprehensive and standard review based on law, policy and regulation. Upon review of the applicant’s petition, available military records and U.S. Army Reserve Command advisory opinion, the Board concurred with the advising official recommendation for approval finding after review the applicant should be awarded one (1) point in accordance with regulatory guidance Army Regulation (AR) 140-185. The Board found there is sufficient evidence based on the opine recommendation for retirement points credit for duties performed on 11 September 2022. Therefore, the Board granted relief.

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 to show the applicant is authorized retirement points credit for duties performed on 11 September 2022.

X █  
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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.

REFERENCES:

Army Regulation 140 – 185 Army Reserve Training and Retirement Point Credits and Unit Level Strength Accounting Records, contains Army policy for U.S. Army Reserve (USAR) training and retirement point credit. It also prescribes guidance for USAR unit level strength accounting. Paragraph 3-3 addresses the DA Form 1380.

a. The purpose of this form is to record IDT (inactive duty training) by—

(1) TPU (Troop Program Unit) Soldiers performing IDT assemblies when pay is authorized, and the Soldier is not present to sign the IDT attendance roster.

(2) TPU Soldiers attached to another USAR unit for 89 or fewer days. In such cases the unit of attachment will prepare DA Form 1380 and forward to unit of assignment for recording attendance.

(3) Non-unit Soldiers under the jurisdiction of HRC (U.S. Army Human Resources Command) who are attached for retirement points only to USAR TPUs, ARNG (Army National Guard) units, or to another Service or component for training per AR 140–10. 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. Note: Non-unit Soldiers attached for retirement point credit to IMA detachments are reported on DA Form 1379 for those units.

(4) Non-unit Soldiers performing other inactive duty training for retirement point credit as outlined in table 2–3.

b. DA Form 1380 will be prepared for a unit Soldier who performs ET (Equivalent Training) or additional training with their unit subsequent to the scheduled BA (Battle Assembly). TPU units will retain one copy of the DA Form 1380 to post the appropriate entry into ADARS (Automated Drill Attendance Reporting Software) for (ADARS) for the month's report and then place in the appropriate Army records information management system file. 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. DA Form 1380 will be scanned into the Soldier's iPERMS by the unit of assignment per AR 600–8–104.

//NOTHING FOLLOWS//