

IN THE CASE OF: [REDACTED]
[REDACTED]

BOARD DATE: 29 February 2024

DOCKET NUMBER: AR20230006077

APPLICANT REQUESTS: in effect, correction of her record to show the submitted DA Forms 1380 (Record of Individual Performance of Reserve Duty Training) dated 6 January and 16 February 2023 were accepted and added to her record.

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

- DD Form 149 (Application for Correction of Military Record)
- Memorandum for Record - Subject: Additional Duty Appointment - Signature Authority for DA Form 1380, 1 June 2022
- Troop Program Unit (TPU) Personnel Actions Checklists, 15 April 2023
- DA Forms 1380, 6 January and 16 February 2023

FACTS:

1. The applicant states DA Forms 1380 for points only need to be added to her record. The 81st Readiness Division (RD) will no longer process these requests if over 60 days. She attended medical appointments.

2. A review of the applicant's official military record shows the following:

a. Having prior enlisted and U.S. Army Reserve (USAR) commissioned officer service, DA Form 71 (Oath of Office - Military Personnel) shows she was appointed as a first lieutenant in the Reserve and executed an oath of office on 26 January 2016.

b. Orders Number B-09-906305 published by the U.S. Army Human Resources Command (HRC) promoted the applicant to the rank/grade of captain (CPT)/O-3 with an effective date of rank of 29 July 2019.

c. On 27 April 2023, HRC issued the applicant a Notification of Eligibility for Retired Pay at Non-Regular Retirement 20-Year Letter, which states she completed the required years of qualifying Reserve service and is eligible for retired pay upon application at age 60.

d. Her record contained DA Form 5016 (Retirement Accounting Statement) dated 24 December 2023, which shows the applicant's total career retirement points earned as 617 Inactive Duty Training (IDT) points, 278 membership points, 2599 active duty points, 21 years qualifying for retirement, 3494 points earned and 3479 points creditable. It also shows, in pertinent part, she earned the following retirement points during the period of 25 November 2022 to 24 November 2023:

- 40 IDT points
- 15 membership points
- 15 active duty points
- 1 year qualifying for retirement
- 70 points earned and creditable

e. DA Form 5016 (Chronological Statement of Retirement Points) dated 19 February 2024, shows in pertinent part, a total of 527 IDT points, 246 membership points, 2614 active duty points, 19 years qualifying for retirement, and 3372 points creditable. It does not show beginning and ending dates which cover the dates of the DA Forms 1380 submitted by the applicant.

3. In support of her case, the applicant provides:

a. 7229th Medical Support Unit Memorandum for Record - Subject: Additional Duty Appointment - Signature Authority for DA Form 1380, dated 1 June 2022, which shows Staff Sergeant [REDACTED] was assigned signature authority for the DA Form 1380.

b. TPU Personnel Actions Checklists dated 15 April 2023, which show the required forms and documents submitted by the applicant for processing DA Forms 1380 for retirement points only.

c. DA Forms 1380 dated 6 January and 16 February 2023, which show the following:

- 5 January 2023 – 4 hours, N1 (nonpaid), Audio appointment, totaling: 1 point
- 13 February 2023 – 4 hours, N1 (nonpaid), Periodic Health Assessment appointment, totaling: 1 point
- 15 February 2023 – 4 hours, N1 (nonpaid), Dental appointment, totaling: 1 point

4. On 16 November 2023, Headquarters, U.S. Army Reserve Command (USARC), Chief, Soldier Programs Branch, provided an advisory opinion for this case and recommended full administrative relief be granted. The advisory official stated, USARC reviewed the applicant's documents and determined she should be awarded three (3)

points based off Army Regulation (AR) 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records).

5. On 19 December 2023, the applicant was provided a copy of the USARC advisory opinion to allow comments or rebuttal. She 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 award three (3) additional retirement points for duty performed on 6 January and 16 February 2023.

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 three (3) additional retirement points for duty performed on 6 January and 16 February 2023.

5/20/2024

X [REDACTED]

CHAIRPERSON

[REDACTED]

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. AR 140-1 (Mission, Organization, and Training) provides policy guidance on the mission, organization, and training of the U.S. Army Reserve. Paragraph 3-26 (Training of individual Soldiers in a non-pay status) states, Soldiers in an active status may take part in individual inactive duty training (IDT) in a non-pay training status when authorized by the appropriate commander. In pertinent part, individual training opportunities with retirement point credit are shown below:

- attachment to appropriate Reserve Component Troop Program Units (TPU)
- attachment to Active Army units
- attachment to reinforcement training units as appropriate
- participation in approved training projects or using administrative skills in support of TPU and USAR activities
- attendance at Army service or Army area school training
- enrollment in appropriate extension courses
- attendance at authorized conventions, professional conferences, or appropriate trade association meetings related to the individual's mobilization specialty
- conducting or reviewing medical examinations, and related medical duties
- recruiting duties as described in AR 140–185

2. AR 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records), contains Army policy for U.S. Army Reserve training and retirement point credit. It also prescribes guidance for USAR unit level strength accounting.

a. Paragraph 2-1 (Criteria for crediting retirement points) states, IDT will be either 4 hours in length for one retirement point or 8 hours in length for two retirement points.

b. Paragraph 3-3b (DA Form 1380) states, DA Form 1380 will be prepared for a unit Soldier who performs equivalent training or additional training with their unit subsequent to the scheduled Battle Assembly. Troop Program Units will retain one copy of the DA Form 1380 to post the appropriate entry into Automated Drill Attendance Reporting Software (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.'

//NOTHING FOLLOWS//