

c. On 24 July 1970, DD Form 214 shows he was honorably released from active duty and transferred to the U.S. Army Reserve Control Group (Reinforcement). He completed 2 years, 11 months, and 23 days net active service this period. Item 22c (Foreign and or Sea Service) shows Italy, 2 years, 7 months, and 5 days, and item 24 (Decorations, Medals, Badges, Commendations, Citations and Campaign Ribbons Awarded or Authorized) shows:

- National Defense Service Medal
- Armed Forces Expeditionary Medal
- Expert (Rifle)

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 and available military records, the Board determined there was sufficient evidence to support correction of the applicant's record to show foreign service for his period of service in the Republic of Korea from 18 December 1967 to 17 January 1969. Additionally, the Board noted the applicant's records are absent awards of the Korea Defense Service Medal for that period of service. Based on this, the Board granted relief to correct the applicant's period of foreign service on his DD Form 214 and award him the Korea Defense Service Medal.

BOARD VOTE:

<u>Mbr 1</u>	<u>Mbr 2</u>	<u>Mbr 3</u>	
■	■	■	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 by amending his DD Form 214 to show in:

- Item 22c (Foreign and or Sea Service) 2 years 10 months and 16 days
- Item 24 ((Decorations, Medals, Badges, Commendations, Citations, and Campaign Ribbons Awarded or Authorized) – Korea Defense Service Medal

2/22/2024

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.

REFERENCES:

1. Title 10, USC, 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) 600-8-22 (Military Awards) prescribes Department of the Army policy, criteria, and administrative instructions concerning individual and unit military awards. In pertinent part, the regulations states in:
 - a. Paragraph 2-13a (Armed Forces Expeditionary Medal (AFEM)) states, the AFEM may be awarded to Servicemembers of the Armed Forces of the United States who, after 1 July 1958 — (1) Participate, or have participated, as members of the U.S. military units in a U.S. military operation in which Servicemembers of any military department participate, in the opinion of the Joint Chiefs of Staff, in significant numbers. (2) Encounter during such participation foreign-armed opposition, or are otherwise placed, or have been placed, in such position that, in the opinion of the Joint Chiefs of

Staff, hostile action by foreign armed forces were imminent even though it did not materialize.

b. Paragraph 2-13b, the Armed Forces Expeditionary Medal may be authorized for U.S. military operations (see table 2-3).

c. Paragraph 2-13c, servicemembers must be bona fide members of a unit participating in or be engaged in the direct support of the operation for 30 consecutive days in the area of operations (or for the full period when an operation is less than 30 days duration) or for 60 nonconsecutive days provided this support involved entering the area of operations or/and be engaged in actual combat, or duty, which is equally as hazardous as combat duty, during the operation with armed opposition, regardless of time in the area.

d. Paragraph 2-13d, the AFEM will be awarded only for operations for which no other U.S. campaign medal is approved. However, this does not prevent award eligibility for subsequent ongoing operations if the associated campaign medal has been terminated. No individual will be eligible for both the AFEM, and a campaign medal awarded during a single tour in the designated operation. For operations in which personnel of only one military Service participate, the medal will be awarded only if there is no other suitable award available to that Service. The military service of the Servicemember on whom qualification for the award of the AFEM is based will have been honorable.

e. Table 2-3 (AFEM) designates U.S. military operations in Korea from 1 October 1966 to 30 June 1974, as an area authorized to be awarded the Armed Forces Expeditionary Medal. Note 1, provides that Servicemembers who qualified for the AFEM by reasons of service between 1 October 1966 and 30 June 1974, in an area for which the Korea Defense Service Medal (KDSM) was subsequently authorized, are eligible for both the AFEM and KDSM. Award of the KDSM for this time period is a one-time exception to policy to Title 10, USC.

f. Paragraph 2-22 (Korea Defense Service Medal) is authorized for award to members of the Armed Forces of the United States who have served on active duty in support of the defense of the Republic of Korea. The period of eligibility is 28 July 1954 to a date to be determined by the Secretary of Defense.

3. AR 635-5 (Personnel Separations - Separation Documents), Section III, provides instructions for preparation and distribution of the Armed Forces of the United States Report of Transfer or Discharge (DD Form 214). In pertinent part, the instructions state for item 24 to enter from DA Form 20 all decorations, service medals, campaign credits, and badges awarded or authorized, omitting authorities cited therein.

//NOTHING FOLLOWS//