

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 5 January 2024

DOCKET NUMBER: AR20230006469

APPLICANT REQUESTS: correction of his DD Form 214 (Certificate of Release or Discharge from Active Duty) to reflect his social security number (SSN) as [REDACTED] (SSN 1) (requested SSN), instead of [REDACTED] (SSN 2) (contested SSN).

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

- DD Form 149 (Application for Correction of Military Record)
- DD Form 214, effective 2 July 1990
- photocopy, Social Security Card

FACTS:

1. The applicant did not file within the 3-year time frame provided in Title 10, U.S. Code, section 1552(b); however, the Army Board for Correction of Military Records (ABCMR) conducted a substantive review of this case and determined it is in the interest of justice to excuse the applicant's failure to timely file.
2. The applicant states that the SSN on his DD Form 214 is incorrect, and should show SSN 1 instead of the contested SSN 2.
3. The applicant provides:
 - a. His DD Form 214, that shows the contested SSN 2.
 - b. A photocopy of a Social Security Card issued to the applicant with the requested SSN 1.
4. A review of the applicant's service record shows:
 - a. The applicant enlisted in the Regular Army on 12 June 1986 for a term of 4 years. The DD Form 4 (Enlistment/Reenlistment Document) shows the contested social security number SSN 2.

- b. Orders 210-21, dated 30 October 1986, awarded the applicant the military occupational specialty (MOS) of 16P1 and lists contested SSN 2.
- c. DA Form 2-1 (Personnel Qualification Record) shows the contested SSN 2.
- d. A series of orders in the applicant's military record show the contested SSN 2.
- e. He was honorably released from active duty on 2 July 1990. His DD Form 214 shows he completed 4 years of active service. Block 3 (social security number) shows the contested SSN 2.

5. By regulation (AR 635-8), currently in effect, the DD Form 214 is a summary of the Soldier's most recent period of continuous active duty. It provides a brief, clear-cut record of all current active, prior active, and prior inactive duty service at the time of release from active duty, retirement, or discharge. The information entered thereon reflects the conditions as they existed at the time of separation. Block 3 (Social Security Number) states verify accuracy by reviewing initial enlistment contract and/or application for appointment. If the Soldier has had more than one social security number, list the other social security number of record in Block 18 (Remarks).

BOARD DISCUSSION:

After reviewing the application, all supporting documents, and the evidence found within the military record, the Board found that relief was not warranted. The Board carefully considered the applicant's contentions, the military record, and regulatory guidance. The Board considered the photocopy of the Social Security Card provided by the applicant as compared to evidence in his record and agreed that there is insufficient evidence to support the applicant's request. In applying the presumption of administrative regularity, the Board concluded that the applicant's DD214 correctly reflects his Social Security Number. After due consideration of the applicant's request, the Board determined the evidence presented does not meet the burden of proof in determining the existence of an error or injustice and a recommendation for relief is not warranted.

REFERENCES:

1. Title 10, U.S. Code, 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 15-185 (ABCMR) prescribes the policies and procedures for correction of military records by the Secretary of the Army, acting through the ABCMR. The ABCMR begins its consideration of each case with the presumption of administrative regularity, which is that what the Army did was correct. The ABCMR is not an investigative body and decides cases based on the evidence that is presented in the military records provided and the independent evidence submitted with the application. The applicant has the burden of proving an error or injustice by a preponderance of the evidence.

3. Army Regulation 635-8 (Separation Processing and Documents), currently in effect, states the DD Form 214 is a summary of the Soldier's most recent period of continuous active duty. It provides a brief, clear-cut record of all current active, prior active, and prior inactive duty service at the time of release from active duty, retirement, or discharge. The information entered thereon reflects the conditions as they existed at the time of separation. Block 3 (Social Security Number) states verify accuracy by reviewing initial enlistment contract and/or application for appointment. If the Soldier has had more than one social security number, list the other social security number of record in Block 18 (Remarks).

//NOTHING FOLLOWS//