

IN THE CASE OF: [REDACTED]

BOARD DATE: 22 February 2024

DOCKET NUMBER: AR20230006544

APPLICANT REQUESTS: retirement points credit for duties performed on the following dates:

- 30 April and 1 May 2022
- 28 and 29 July 2022
- 1, 22, and 26 August 2022
- 23 September 2022
- 15, 16, 17, 18, and 19 November 2022

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

- DD Form 149 (Application for Correction of Military Record)
- 5 x DA Form 1380 (Record of Individual Performance of Reserve Duty Training), for dates indicated above
- Certificates of Training, Attendance, or Continuous Education
- Printouts/timelines of points' submission

FACTS:

1. The applicant states she had unprocessed "Points Only" DA Forms 1380 when the processing changed to IPSS-A. She was instructed to submit them via IPSS-A but because they were so old, her 2nd order reviewer in IPSS-A could not accept them. She was instructed to go through this process and ask for a correction of her military record, so she gets credit (MUTAs/points) for the work performed.

2. Review of the applicant's service records shows:

a. She had prior Regular Army/active duty service as a medical officer from 9 June 2008 to 15 September 2019.

b. She was appointed a Medical Corps Reserve commissioned officer of the Army and executed an oath of office on 16 September 2019. She was promoted to lieutenant colonel in December 2019.

3. She provides multiple DA Forms 1380 as follows:

- DA Form 1380, dated 22 January 2023, for duties performed on 30 April and 1 May 2022, for points only, signed by an officer on 26 January 2023
- DA Form 1380, dated 22 January 2023, for duties performed on 28 and 29 July 2022, for points only, signed by an officer on 26 January 2023
- DA Form 1380, dated 5 September 2022, for duties performed on 1, 22, and 26 August 2022, for points only, signed by an officer
- DA Form 1380, dated 22 January 2023, for duties performed on 23 September 2023, for points only, signed by an officer
- DA Form 1380, dated 22 January 2023, for duties performed on 15, 16, 17, 18, and 19 November 2022, for points only, signed by an officer

4. The applicant's DA Form 5016 (Retirement Accounting Statement), dated 8 January 2024, reflects his retirement points (for the relevant years) as follows:

- 2021-06-29 to 2022-06-28, 40 inactive duty points, 15 membership points, and 1 active duty point, total points 55
- 2022-06-29 to 2023-06-28, 52 inactive duty points, 15 membership points, 1 active duty point, total points 67

5. On 10 October 2023, the U.S. Army Reserve Command provided an advisory opinion in the processing of this case. An advisory official reviewed the applicant's documents and determined she should be awarded fourteen (14) points based off Army Regulation (AR) 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Record). 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/rebuttal. She responded indicating she had reviewed the recommendation from Headquarters, U.S. Army Reserve Command, and she is in agreement, and she does not intend to submit additional comments.

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 information provided by the applicant and the findings and recommendations of the USARC advisory official, the Board concluded there was sufficient evidence to add fourteen (14) retirement points to the applicant's record.

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 adding fourteen (14) retirement points to the applicant's record for the duty performed on the following dates:

- 30 April and 1 May 2022
- 28 and 29 July 2022
- 1, 22, and 26 August 2022
- 23 September 2022
- 15, 16, 17, 18, and 19 November 2022

5/15/2024

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:

1. Army Regulation 135-180 (Retirement for Non-Regular Service) prescribes policies and procedures governing non-regular retirement. After 30 June 1949, a Reservist must earn a minimum of 50 retirement points each retirement year to have that year credited as qualifying service. Only Soldiers assigned to an active status in a RC or individuals in active Federal service are authorized to earn retirement point credits. When a person is in an active status for a period less than a full retirement year, a minimum number of

retirement points are required to be earned to have that period credited as qualifying service.

2. Army Regulation 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Record) sets responsibilities and procedures to retirement records prescribing the types of training and activities for which retirement points are authorized. The criteria for establishing the service requirement for a satisfactory year of service for non-regular retirement per DODI 1215.07 and changing the anniversary year ending date are as follows:

a. Paragraph 3-3(a) states the purpose of the DA Form 1380 is to record IDT by:

(1) TPU 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 who are attached for retirement points only to USAR TPUs, ARNG units, or to another Service or component for training per AR 140-10. Only attached Soldiers are authorized to perform IDT except for 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. Paragraph 3-3(b) provides that a DA Form 1380 will be prepared for a unit Soldier who performs equivalent training or additional training with their unit subsequent to the scheduled BA. TPU units will retain one copy of the DA Form 1380 to post the appropriate entry into ADARS for the month's report and then place in the appropriate Army records information management system file. Non-paid 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//