

IN THE CASE OF: [REDACTED]

BOARD DATE: 4 January 2024

DOCKET NUMBER: AR20230006783

APPLICANT REQUESTS: reconsideration of his previous request to be issued a Notice of Eligibility for Retired Pay at Age 60 (15-Year Letter) resulting in entitlement to retired pay at age 60.

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

- DD Form 149 (Application for Correction of Military Record)
- Memorandum – Subject: Requested Review of Retirement Documents, 29 November 2022
- Orders Number 319-001, 15 November 2013
- Orders Number 180-152, 29 June 2009
- National Guard Bureau (NGB) Form 23B (Army National Guard (ARNG) Current Annual Statement), 6 December 2018
- DA Form 4187 (Personnel Action), 16 August 1994
- Orders Number 195-132, 14 July 2010
- NGB Form 22 (Report of Separation and Record of Service), 20 July 2013
- DD Form 214 (Certificate of Release or Discharge from Active Duty), 23 July 2010
- NGB Form 22, 3 October 2002
- DA Form 1059 (Service School Academic Evaluation Report)
- Memorandum – Subject: Award of the Army Reserve Components Achievement Medal (ARCAM), 1 August 1997
- DA Form 2166-7 (Noncommissioned Officer Evaluation Report), October 1999
- DA Form 4836 (Oath of Extension of Enlistment or Reenlistment)
- NGB Form 590 (Statement of Understanding of Reserve Obligation and Responsibilities)
- Memorandum – Subject: Request for TDP Waiver, 19 August 1993
- NGB Form 23A, 14 November 2022
- ARNG Retirement Points Statement – Supplemental Detailed Report
- DA Form 4187, 14 November 1999
- DA Form 2-1 (Personnel Qualification Record)

- CAL NG Form 672-16-R (Counter Drug Service Ribbon Certificate of Eligibility), 3 July 1996
- SGLV 8286-E (Servicemembers Group Life Insurance Election and Certificate)
- DD Form 4 (Enlistment/Reenlistment Document - Armed Forces of the U.S.), 19 October 2007
- DA Form 4836
- Memorandum – Subject: Award of the ARCAM, 30 March 1998
- DD Form 1966 (Record of Military Processing – Armed Forces of the U.S.), 19 August 1993
- Certificate of Training, 14 April 1994
- NGB Form 22-3 (Request for Waiver), 19 August 1993
- DA Form 4187, 16 August 1994
- DD Form 2746 (Ready Reserve Mobilization Income Insurance Certificate), 23 November 1996
- NGB Form 23A, 2 October 2000
- DA Form 2166-7
- NGB Form 600-7-3-R-E (Annex RB to DD Form 4 or DA Form 4836 Reenlistment/Extension Bonus Addendum – ARNG of the U.S.)
- SGLV 8286, 17 July 2009
- Memorandum – Subject: Award of the Iraqi Campaign Medal, 19 March 2010
- Orders Number 173-030, 22 June 2009
- Memorandum – Subject: Award of the Armed Forces Reserve Medal w/ "M" Device, 19 March 2010
- Memorandum – Subject: Award of the Global War on Terrorism Service Medal, 19 March 2010
- DA Form 2166-8 (NCO Evaluation Report)
- Memorandum – Subject: Award of the Overseas Service Ribbon, 19 March 2010
- Orders Number 309-071, 5 November 2010
- Permanent Orders Number 301-08, 28 October 2010
- Orders Number 182-0023, 1 July 2010
- Permanent Order Number 171-1, 28 June 2010
- DA Form 2166-8
- Orders Number 191-104
- DA Form 2166-8
- Orders Number 118-258, 27 April 2012
- DD Form 2384-1 (Notice of Basic Eligibility), 30 August 1994
- Orders Number 268-014, 24 September 2008
- SF 1189A (Direct Deposit Sign-Up Form), 16 August 2007
- Orders Number 249-275, 5 September 2008
- Orders Number 058-371, 27 February 2009
- Orders Number 180-152, 29 June 2009

- Orders Number 059-467, 28 February 2011
- Orders Number 318-189, 13 November 2008
- Orders Number 096-203, 6 April 2002
- Memorandum – Subject: Travel Charge Card Policy
- Orders Number 087-146, 27 March 2008
- Orders Number 318-189, 13 November 2008
- Orders Number 058-371, 27 February 2009
- Orders Number 118-258, 27 April 2012
- Orders Number 195-132, 14 July 2010
- Orders Number 080-160, 21 March 2001
- Orders Number 331-16, 27 November 2002
- DD Form 214, 23 July 2010
- Leave and Earnings Statement (LES)
- Department of Veterans Affairs (VA) letters
- Medical documents
- Memorandum – Subject: Findings and Recommendation of the State Medical Review Board (SMRB)
- Memorandum – Subject: Commanders Performance and Recommendation, 13 June 2013
- Memorandum – Subject: Victim of Sexual Assault Statement for Medical Separation, 14 June 2013
- Memorandum – Subject: State Medical Review Board Recommendation Waiver of Right to Appeal, 14 June 2013
- Memorandum – Subject: Review and Recommendation for Separation, 20 July 2013
- Memorandum – Subject: Medical Evaluation Board Counseling, 18 July 2013
- Department of the Army Human Resources Command (AHRC) letter, 22 October 2018
- AHRC letter, 26 July 2022
- Information paper – Notification of Eligibility for Retired Pay at Age 60 – 15 Year letter
- ARNG Information Guide on Non-Regular Retirement

#### FACTS:

1. Incorporated herein by reference are military records which were summarized in the previous consideration of the applicant's case by the Army Board for Correction of Military Records (ABCMR) in Docket Number AR20190006071 on 14 November 2019.
2. The applicant states that his previously submitted request should be further evaluated based upon the provisions set forth in Title 10, United States Code, section 12738 and Section 12731. He contests that he was ill advised at the time of his transfer

into the Retired Reserve noting that Orders Number 319-001 reflects the statement "Early Retired Pay at Age 60 (Involuntary) Medical Disqualification Member (15-years of service (XM))." The Human Resource Officer, Massachusetts ARNG provides that the correct code should have been "MG" since the applicant did not have 15-years of qualifying service

3. A review of the applicant's available service records reflects the following:

- a. After previously serving in the U.S. Marine Corps for 1 month 28 days, on 30 September 1993, the applicant enlisted in the [REDACTED] ARNG for 8 years.
- b. On 19 May 1996, the applicant extended his current enlistment by 1 year.
- c. On 12 July 1997, the applicant extended his current enlistment by 1 year.
- d. On 25 July 1998, the applicant extended his current enlistment by 3 years.
- e. On 16 September 2001, the applicant extended his current enlistment by 1 year.
- f. On 27 November 2002, the [REDACTED] ARNG issued Orders Number 331-16, honorably discharging the applicant from the ARNG, effective 3 October 2002. NGB Form 22, item 10a. (Net Service this Period) reflects "9 years and 4 days."
- g. On 19 October 2007, the applicant enlisted in the [REDACTED] ARNG for 1 year.
- h. On 12 September 2008, the applicant extended his current enlistment by 6 years.
- i. On 15 November 2013, the [REDACTED] ARNG issued Orders Number 319-001, honorably discharging the applicant from the ARNG and transferring him into the Retired Reserve, effective 20 July 2013. The additional instructions provide "Early Retirement Pay at Age 60 (Involuntary) Medical Disqualified Member (15+ Years of Service) (XM)"; Authority; National Guard Regulation (NGR) 600-200, Paragraph 6-35(I)(8).
- j. On 20 July 2013, the applicant was transferred into the Retired Reserve. NGB Form 22:
  - item 10a. (Net Service this Period) reflects "5 years, 9 months, and 2 days"
  - item 10b. (Prior Reserve Component Service) reflects "8 years, 8 months, and 22 days"
  - item 10c. (Prior Active Federal Service) reflects "5 months and 10 days"
  - item 10e (Total Service for Retired Pay) reflects "14 years, 3 months, and 24 days"

k. On 26 July 2022, AHRC advised the applicant, in response to his application for retired pay benefits, that an audit of his military records reflects that he completed 14 years, 3 months, and 24 days of qualifying service for retirement. Therefore, the applicant was ineligible for retired pay.

4. The applicant provides:

a. Orders Number 180-152 dated 29 June 2009, reflective of the applicant being ordered to active duty on 12 July 2009 in support of Operation Iraqi Freedom for a period not to exceed 393 days.

b. NGB Form 23B dated 6 December 2018, reflective of the applicant's service performed between 12 June 1978 – 20 July 2013, totaling 14 years, 3 months, and 24 days of qualifying service towards retirement. During the period of 6 October 1978 – 29 September 1993 and 4 October 2002 – 18 October 2007 the applicant had a break in service.

c. DA Form 4187 dated 16 August 1994, reflective of a change in the applicant's assigned duty position.

d. Orders Number 195-132 dated 14 July 2010, reflective of Orders Number 180152 being amended to reflect a change in the period of active duty to reflect 12 July 2009 -23 July 2010.

e. DD Form 214, ending on 23 July 2010, reflective of the applicant's service on active duty from 12 July 2009 - 23 July 2010.

f. NGB Form 22, ending on 3 October 2002, reflective of the applicant's service in the ARNG from 30 September 1993 – 3 October 2002, totaling 9 years and 4 days of service; 9 years, 3 months, and 24 days of total service for retired pay

g. DA Form 1059 reflective of the applicant's failure to complete the Primary Leadership Development Course from 19 August 2000 – 2 September 2000.

h. DA Form 1059 reflective of the applicant's completion of the 92G (Food Service Specialist) course between 4-16 June 1995.

i. Memorandum – Subject: Award of the ARCAM, dated 1 August 1997, reflective of the applicant being authorized the first award of the ARCAM.

j. DA Form 2166-7 ending October 1999, reflective of the applicant's duty performance as assessed by members of his immediate leadership from November 1998 – October 1999.

k. NGB Form 590 reflective of the applicant's service obligations associated with the applicable period of reenlistment/extension.

l. Memorandum – Subject: Request for TDP Waiver, dated 19 August 1993, reflective of the approval of the applicant's submitted request to waive the Talent Development Program (TDP) disqualification.

m. DA Form 4187 dated 14 November 1999, reflective of the applicant being laterally appointed to the rank of corporal (CPL)/E-4, effective 14 November 1999.

n. DA Form 2-1 reflective of the applicant's pertinent personnel information to include assignment, promotion, and authorized awards history.

o. CAL NG Form 672-16-R dated 3 July 1996, reflective of the applicant being qualified for the first award of the Counterdrug Service Ribbon.

p. SGLV 8286-E reflective of the applicant's election to be insured under the SGLI program.

q. Memorandum – Subject: Award of the ARCAM, dated 30 March 1998, reflective of the applicant's first award of the ARCAM.

r. DD Form 1966 dated 19 August 1993, reflective of the collective administrative information utilized during the applicant's enlistment in the ARNG.

s. Certificate of Training dated 14 April 1994, reflective of the applicant's completion of 12B (Combat Engineer) training.

t. NGB Form 22-3 dated 19 August 1993, reflective of the applicant's submitted request for a waiver of the TDP disqualification.

u. DA Form 4187 dated 16 August 1994, reflective of a change in the applicant's duty position of assignment.

v. DD Form 2746 dated 23 November 1996, reflective of the applicant declining insurance coverage.

w. NGB Form 23A, dated 2 October 2000, reflective of a chronological accounting of the applicant's creditable service performed between 30 September 1993 – 30 September 2000 totaling 7 years of qualifying service towards retirement.

x. DA Form 2166-7, reflective of the applicant's duty performance as assessed by members of his immediate leadership from September 1997 – September 1998.

y. NGB Form 600-7-3-R-E reflective of information pertaining to the applicant's bonus entitlement incentives associated with the reenlistment/enlistment performed during this applicable period.

z. SGLV 8286 dated 17 July 2009, reflective of the applicant's election to be insured under the SGLI program.

aa. Memorandum – Subject: Award of the Iraqi Campaign Medal, dated 19 March 2010, reflective of the applicant being authorized the Iraqi Campaign Medal.

bb. Orders Number 173-030 dated 22 June 2009, reflective of the applicant being voluntarily transferred from one unit to another, effective 22 June 2009.

cc. Memorandum – Subject: Award of the Armed Forces Reserve Medal w/ "M" Device, dated 19 March 2010, reflective of the applicant being authorized the Armed Forces Reserve Medal with "M" device.

dd. Memorandum – Subject: Award of the Global War on Terrorism Service Medal, dated 19 March 2010, reflective of the applicant being authorized the Global War on Terrorism Service Medal.

ee. DA Form 2166-8 reflective of the applicant's duty performance as assessed by members of his immediate leadership from 1 December 2009 – 30 November 2010.

ff. Memorandum – Subject: Award of the Overseas Service Ribbon, dated 19 March 2010, reflective of the applicant being authorized the Overseas Service Ribbon.

gg. Orders Number 309-071 dated 5 November 2010, reflective of the applicant voluntarily being transferred from one unit of assignment to another, effective 3 November 2010.

hh. Permanent Orders Number 301-08 dated 28 October 2010, reflective of the applicant being authorized the Meritorious Unit Citation for service performed between 1 October 2009 – 31 July 2010.

ii. Orders Number 182-0023 dated 1 July 2010, reflective of the applicant being released from active-duty, effective 23 July 2010.

jj. Permanent Orders Number 171-1 dated 28 June 2010, reflective of the applicant being authorized the Army Good Conduct Medal for service performed between 5 July 2009 and 5 July 2010.

kk. DA Form 2166-8, reflective of the applicant's duty performance as assessed by members of his immediate leadership between 1 December 2010 – 30 November 2011.

ll. Orders Number 191-104, reflective of the applicant's secondary military occupational specialty being changed from 21B to 12B, effective 9 July 2012.

mm. DA Form 2166-8, reflective of the applicant's duty performance as assessed by members of his immediate leadership between 1 December 2011 – 30 November 2012.

nn. Orders Number 118-258 dated 27 April 2012, reflective of the applicant being ordered to active duty on 16 June 2012 for the performance of his annual training 16-30 June 2012.

oo. DD Form 2384-1 dated 30 August 1994, reflective of the applicant being authorized educational assistance under the Montgomery G.I. Bill.

pp. Orders Number 268-014 dated 24 September 2008, reflective of the applicant being reassigned to another unit, effective 16 September 2008, due to unit inactivation, reorganization or relocation.

qq. SF 1189A dated 16 August 2007, reflective of the applicant's designated financial institute to be utilized for the processing of his payroll entitlements.

rr. Orders Number 249-275 dated 5 September 2008, reflective of the applicant being ordered to active duty for 1-day, effective 20 September 2008.

ss. Orders Number 058-371 dated 27 February 2009, reflective of the applicant being ordered to active duty for the performance of annual training between 9-21 March 2009.

tt. Orders Number 180-152 dated 29 June 2009, reflective of the applicant being ordered to active duty, effective 12 July 2009 for a period not to exceed 393 days.

uu. Orders Number 059-467 dated 28 February 2011, reflective of the applicant being ordered to active duty for the performance of annual training between 5-19 March 2011.

vv. Orders Number 318-189 dated 13 November 2008, reflective of Orders Number 249275 being revoked.

ww. Orders Number 096-203 dated 6 April 2002, reflective of the applicant being ordered to active duty for the performance of annual training between 13-27 July 2002.



xx. Memorandum – Subject: Travel Charge Card Policy, reflective of the applicant being advised of the government travel charge card policy.

yy. Orders Number 087-146 dated 27 March 2008, reflective of Orders Number 046340 being amended to reflect a change in duty location from Fort Drum, NY, to Fort Indiantown Gap, PA.

zz. Orders Number 318-189 dated 13 November 2008, reflective of Orders Number 249275 being revoked.

aaa. Orders Number 195-132 dated 14 July 2010, reflective of Orders Number 180152 being amended to reflect a period of active duty from 12 July 2009 – 23 July 2010.

bbb. Orders Number 080-160 dated 21 March 2001, reflective of the applicant being ordered to active duty for the performance of annual training between 28 April 2001 – 12 May 2001.

ccc. DD Form 214, ending on 23 July 2010, reflective of the applicant's service on active duty from 12 July 2009 – 23 July 2010, totaling 1 year and 12 days of active-duty service.

ddd. LES, reflective of the applicant's pay and entitlements as disbursed in June 2013. The applicant highlights his 15 years of service for pay.

eee. VA letters, reflective of communication provided in relation to the applicant's disability compensation as provided by the VA.

fff. Medical documents reflective of applicant's health concerns as provided to the VA or other agencies/boards as applicable.

ggg. Memorandum – Subject: Findings and Recommendation of the SMRB, reflective of the applicant being advised that after review of his submitted medical documentation he was determined to be unfit for continued military service. Therefore, the applicant was recommended for separation with an effective date of 20 July 2013.

hhh. Memorandum – Subject: Commanders Performance and Recommendation, dated 13 June 2013, reflective of the applicant's commander's concurrence with the recommendation for medical separation made by the State Medical Review Board. The commander noted that the applicant currently has an expiration term service date of 18 October 2014 and has completed 15 or more years of service creditable for retirement.

iii. Memorandum – Subject: Victim of Sexual Assault Statement for Medical Separation, dated 14 June 2013, reflective of the applicant's denial of filing an unrestricted report pertaining to sexual assault within the past 24 months.

jjj. Memorandum – Subject: State Medical Review Board Recommendation Waiver of Right to Appeal, dated 14 June 2013, reflective of the applicant's waiver of his rights to appeal the recommendation made by the State Medical Review Board.

kkk. Memorandum – Subject: Review and Recommendation for Separation, dated 20 July 2013, reflective of the [REDACTED] ARNG, G-1, concurrence with the recommendation that the applicant be medically separated, effective 20 July 2013.

III. Memorandum – Subject: Medical Evaluation Board (MEB) Counseling, dated 18 July 2013, reflective of the applicant being counseled on his rights associated with being considered by a MEB. The applicant expressed that he did not want to continue with the MEB process. He further provided that he had already completed 15 years of creditable service and would like to continue with his separation in accordance with NGR 600-200, chapter 6-35 (I)(8).

mmm. AHRC letter, dated 22 October 2018, reflective of the applicant's retirement application being returned due to missing information and or missing documents. The applicant was advised that he had only completed 14 years, 3 months, and 24 days of creditable service towards retirement.

nnn. Information paper – Notification of Eligibility for Retired Pay at Age 60 – 15 Year letter reflective of information pertaining to the requirements that must be met in order to be eligible for receipt of retired pay at age 60 based upon the completion of 15 years of creditable service.

ooo. ARNG Information Guide on Non-Regular Retirement reflective of information pertaining to the eligibility criteria for entitlement to retired pay at age 60. The applicant highlights the information pertaining to the 15-year requirement wherein it provides that a servicemember must have "served at least 15 years but less than 20 years of qualifying service and meet all other eligibility criteria." The applicant further provides that under Title 10, USC, section 12738, that "after a person is granted retired pay under this chapter, or is notified in accordance with section 12731(d) that the person has completed the years of service required for eligibility for retired pay under this chapter, the persons eligibility for retired pay may not be denied or revoked in the basis of any error, miscalculation, misinformation or administrative determination of years of service unless it is resulted directly from fraud or misrepresentation of the person. Importantly, in the aforementioned citation, this refers to a current or former Soldier who "has performed at least 20 years of service computed under section 12732. It does not protect the person to whom an erroneous notification of eligibility for retired pay for non-

regular service was issued when the last 6 or last 8 years rule was not computed correctly. That requirement is stated in section 12731(a)(3) as "in the case of a person who completed the service requirements before 25 April 2005, performed the last six years of qualifying service while a member of the Army Reserve,

5. On 14 November 2019, ABCMR Docket Number AR20190006071 the Board considered the applicant's request, supporting documents and evidence in the records. The Board considered the applicant's statement, his record of service, the results of the State Medical Review Board, the applicant's waiving his right to appeal and his declination of an MEB, orders assigning him to the Retired Reserve and his Army National Guard Retirement Points History showing 14 years, 3 months, and 24 days of creditable service for retirement pay. The Board found no evidence of error in the applicant's service calculations and the applicant provided none. Based on a preponderance of evidence, the Board determined that the applicant did not have the requisite service to qualify him for receipt of a notification of eligibility for retired pay at age 60.

BOARD DISCUSSION:

1. After reviewing the application, all supporting documents, and the evidence found within the military record, the Board found relief is not warranted.
2. The requirements to be eligible for non-regular retired pay at age 60 are set in law. In this case, the applicant did not complete the 15 years of qualifying service to be eligible for retired pay at age 60. The Board determined the evidence does not provide a basis for correction of the record to show the applicant met the statutory requirement to be eligible for retired pay at age 60 based on 15 years of qualifying service.

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 evidence presented does not demonstrate the existence of a probable error or injustice. Therefore, the Board determined that the overall merits of this case are insufficient as a basis to amend the decision of the ABCMR set forth in Docket Number AR20190006071 on 14 November 2019.

3/20/2024

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 12732 (Entitlement to Retired Pay) provides for the purpose of determining whether a person is entitled to retired pay under section 12731 of this title, the person's years of service are computed by adding the following:

- 1 point for each day of active service or full-time service while performing annual training duty or while attending a prescribed course of instruction or if that service conformed to required standards and qualifications
- 1 point for each attendance at drill or period of equivalent instruction
- 15 per year of membership

2. Title 10, USC Section 12731b (Special Rule for Members with Physical Disabilities not Incurred in the Line of Duty) provides that in the case of a member of the Selected Reserve of a reserve component who no longer meets the qualifications for membership in the Selected Reserve solely because the member is unfit because of physical disability, the Secretary concerned may, for purposes of section 12731 of this title, determine to treat the member as having met the service requirements of subsection (a)(2) of that section and provide the member with the notification required by subsection (d) of that section if the member has completed at least 15, and less than 20, years of service computed under section 12732 of this title.

3. NGR 600-200 (Enlisted Personnel Management), chapter 6-35(I)(8) provides that commanders, who suspect that a Soldier may not be medically qualified for retention, will direct the Soldier to report for a complete medical examination per AR 40-501

(Standards of Medical Fitness). Commanders who do not recommend retention will request the Soldier's discharge.

4. Army Regulation 135-180 (Qualifying Service for Retired Pay Non-Regular Service), Section II (Notification Requirement) provides the following: under Title 10, USC, section 12731b. Reserve Component Soldiers who complete the eligibility requirements in section I (15-years of qualifying service, and less than 20, computed under Title 10, USC, section 12732, if the individual is to be separated because the Soldier has been determined unfit for continued Selected Reserve service will be notified in writing within 1 year after completion of the required service in accordance with AR 140–185 or NGR 680–2.

a. Paragraph 2-1, to be eligible for retired pay, an individual need not have a military status at the time of application, but must have:

- attained age 60
- a minimum of 20 years of qualifying service computed under Title 10, USC, section 12732; or;
- 15 years of qualifying service, and less than 20, computed under Title 10, USC, section 12732, if the individual is to be separated because the Soldier has been determined unfit for continued Selected Reserve service

b. Paragraph 2-4b. (Notification of Eligibility for retired Pay at Age 60 (20 Year letter) provides that after a Soldier has been notified of their eligibility for retired pay for non-regular service, the Soldier's eligibility for retired pay may not be denied or revoked on the basis of any error, miscalculation, misinformation, or administrative determination of years of service performed, unless it resulted directly from the fraud or misrepresentation of the individual concerned. However, the number of years of creditable service upon which retired pay is computed may be adjusted to correct any error, miscalculation, misinformation, or administrative determination, and when such a correction is made, the person is entitled to retired pay in accordance with the number of years of creditable service, as corrected, from the date they are granted retired pay

c. Paragraph 2-5 (Notification of Eligibility for Retired Pay (15 year letter), provides under Title 10, USC, section 12731b, RC Soldiers in an active status who are covered by paragraph 2–2b and have at least 15, and fewer than 20 years of qualifying service, will be issued the Notification of Eligibility for Retired Pay (15 Year Letter). Paragraphs 2–4b through 2–4d apply to the Notification of Eligibility for Retired Pay (15 Year Letter).

5. Title 10, USC, section 1552 states, the Secretary concerned may pay, from applicable current appropriations, a claim for the loss of pay, allowances, compensation, emoluments, or other pecuniary benefits, or for the repayment of a fine or forfeiture, if,

as a result of correcting a record under this section, the amount is found to be due the claimant on account of his or another's service in the Army.

//NOTHING FOLLOWS//