

IN THE CASE OF: [REDACTED]

BOARD DATE: 22 February 2024

DOCKET NUMBER: AR20230006882

APPLICANT REQUESTS: reconsideration of his earlier request for correction of his DD Form 214 (Armed Forces of the United States Report of Transfer or Discharge), to show in:

- item 1 (Last Name - First Name - Middle Name): his last name as [REDACTED] instead of [REDACTED]
- item 6 (Date of Birth (DOB)): his DOB as [REDACTED] instead of [REDACTED]

APPLICANT'S SUPPORTING DOCUMENT(S) CONSIDERED BY THE BOARD:
DD Form 149 (Application for Correction of Military Record), 13 March 2023.

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 AR20210014483 on 7 May 2023.

2. The applicant states, in effect, he needs his last name and DOB corrected in the event of his death.

3. A review of the applicant's service records shows:

a. On 11 May 1960, he enlisted in the Army National Guard of the State [REDACTED] for a term of 3 years. He authenticated his DD Form 4 (Enlisted Record) with his last name as [REDACTED] and a DOB listed as [REDACTED]

b. On the same date, he was ordered to active duty (AD) training.

b. All of the documents contained in the applicant's service records show [REDACTED] and DOB of [REDACTED] including but not limited to the following:

- SF 88 (Report of Medical Examination), dated 8 May 1960
- SF 89 (Report of Medical History), dated 8 May 1960

- DD Form 4, dated 11 May 1960

c. On 21 May 1961, he was honorably released from AD training and transferred to control of the [REDACTED] Army National Guard. His DD Form 214 shows in:

- item 1: [REDACTED]
- item 6: [REDACTED]

4. In ABCMR Docket Number AR20210014483 on 15 June 2022, the Board denied his request for correction of his record, finding he used the contested name and DOB during his entire period of service.

5. The applicant did not provide any documentation, such as a court document or birth certificate that shows his name was changed or his DOB was incorrect.

BOARD DISCUSSION:

After reviewing the application and all supporting documents, the Board determined relief was not warranted. The applicant’s contentions, the military record, and regulatory guidance were carefully considered. Based upon all records within the applicant’s service record reflecting the same name and DOB which is currently reflected on his DD Form 214, the Board concluded there was insufficient evidence of an error or injustice warranting a correction to the applicant’s name and DOB.

BOARD VOTE:

<u>Mbr 1</u>	<u>Mbr 2</u>	<u>Mbr 3</u>	
:	:	:	GRANT FULL RELIEF
:	:	:	GRANT PARTIAL RELIEF
:	:	:	GRANT FORMAL HEARING
[REDACTED]	[REDACTED]	[REDACTED]	DENY APPLICATION

BOARD DETERMINATION/RECOMMENDATION:

The evidence presented does not demonstrate the existence of a probable error or injustice. Therefore, the Board determined the overall merits of this case are insufficient as a basis for correction of the records of the individual concerned.

5/15/2024

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. Army Regulation 15-185 (Army Board for Correction of Military Records) 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. The applicant has the burden of proving an error or injustice by a preponderance of the evidence.

2. Army Regulation 635-5 (Personnel Separations – Administrative Separation Procedures and Forms), effective 12 June 1956, established uniform administrative procedures and separation forms to be used in connection with the relief from active duty or complete separation from the military service of commissioned officers, warrant officers and enlisted personnel.

a. In item 1 (Name) – enter last name, first name, and spell out the full middle name or names, if any.

b. All available records will be used as a basis for the preparation of DD Form 214a (Worksheet), including DA Form 24 (Service Record), DA Form 20 (Enlisted Qualification Record), DA Form 66 (Officer Qualification Record), and court-martial orders, when appropriate.

c. After thorough comparison has been made between the entries on DD Form 214a and those on DD Form 214, the worksheet will be destroyed. If the information required to complete an item is not available or if more space is required to

complete the item, the words "See Remarks" or "See 32" will be entered in the space and an explanation will be made in item 32 (Remarks).

d. In items 5 and 6, self-explanatory, meaning enter DOB as verified from service records.

//NOTHING FOLLOWS//