

IN THE CASE OF: ██████████

BOARD DATE: 4 April 2024

DOCKET NUMBER: AR20230007784

APPLICANT REQUESTS: correction of retirement points for the retirement year ending (RYE) 8 May 2023.

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

- DD Form 149 (Application for Correction of Military Record)
- DA Forms 1380 (Record of Individual Performance of Reserve Duty Training)
- DA Form 5016 (Retirement Accounting Statement), 7 June 2023
- DA Form 5016, 14 October 2023

FACTS:

1. The applicant states her retirement points for RYE May 2023 are incorrect because they do not accurately reflect all qualifying service completed. She contests that her initial submission was delayed due to mission extensions and her election to hold off submitting the applicable DA Forms 1380 until mission completion.

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

a. After serving in the U.S. Air Force and the Army National Guard, on 9 February 2016, the applicant enlisted in the U.S. Army Reserve (USAR).

b. On 21 April 2021, the applicant was appointed as a Reserve Warrant Officer and subsequently assigned to the 315th Military Police Detachment, Joint Base Lewis-McChord.

c. On 6 January 2022, the U.S. Army Human Resources Command (AHRC) issued Orders Number C-01-200547 reassigning the applicant to an Individual Mobilization Augmentee (IMA) position with the U.S. Army Criminal Investigations Division Command (USACIDC), effective 18 January 2022.

d. On 10 May 2022, AHRC issued Orders Number C-05-206521 reassigning the applicant to the U.S. Army Protective Service Battalion CID, effective 10 May 2022.

3. The applicant provides:

a. DA Form 1380 dated 28 November 2022, reflective of the applicant's performance of qualifying service (duties of an IMA Special Agent) on 12, 16-18 and 24-25 September 2022 for "points only" (4 hours per day = 6 points total).

b. DA Form 1380 dated 28 November 2022, reflective of the applicant's performance of qualifying service (duties of an IMA Special Agent) on 2 October 2022 for "points only" (8 hours = 2 points).

c. DA Form 5016 dated 7 June 2023, reflective of the applicant's qualifying service performed from 26 May 1998 – 7 June 2023.

d. DA Form 5016 dated 14 October 2023, reflective of the applicant's qualifying service performed from 26 May 1998 – 8 May 2022.

4. A review of the applicant's detailed points history available within the Soldier Management System – Web (SMS-Web) is void of evidence of points previously awarded for the requested periods.

5. On 6 November 2023, Headquarters, U.S. Army Reserve Command, Chief, Soldier Programs Branch, provided an advisory opinion recommending approval of the applicant's request in that she be awarded 8 retirement points.

6. On 10 November 2023, the applicant was provided with a copy of the advisory opinion and afforded 15 days to provide comments. As of 12 March 2024, the applicant has not responded.

BOARD DISCUSSION:

1. After reviewing the application, all supporting documents, and the evidence found within the military record, the Board found relief is warranted.

2. The Board concurred with the conclusion of the advisory official that the applicant earned 8 points during the RYE 8 May 2023 for which she has not received credit. The Board determined the 8 retirement points she earned during the periods in question should be added to her 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 the Army records of the individual concerned be corrected by crediting her with the 8 retirement points documented on the DA Forms 1380 she provided in support of her application.

8/18/2024

X [REDACTED]

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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.

REFERENCE:

Army Regulation 140-185 (Training and Retirement Point Credits and Unit Level Strength and Accounting Records) prescribes the types of training and activities for which retirement points are authorized and the procedures for recording retirement point credits and training for U.S. Army Reserve (USAR) Soldiers. A qualifying year of service for non-regular retired pay is a full year during which a Reserve Component member is credited with a minimum of 50 retirement points.

a. Paragraph 2-2, (Criteria for Earning Retirement Points) states retirement points may be earned by USAR Soldiers for active duty (AD), or while in an active Reserve status, for ADT, initial active duty for training (IADT), involuntary active duty for training (involuntary ADT), AT, and IDT. Types of IDT are:

- regularly scheduled unit training includes UTA, and MUTA
- Regularly Scheduled Training (RST) other than UTA/MUTA
- make up assemblies for missed UTA/MUTA due to AT
- Equivalent Training (ET) in lieu of scheduled UTA/MUTA or RST
- additional training assemblies (ATA)
- two-hour unit training assemblies
- training of individual Soldiers in non-pay status.

b. Paragraph 2-3 (Qualification and Eligibility for Earning Retirement Points) provides that all USAR Soldiers are classified into alphabetic training/pay categories (T/PC) for determination of individual requirements for paid IDT and AT (see AR 140-1). These categories determine individual status in the RR (Selected Reserve (SELRES), IRR, and the Standby Reserve (active and inactive)).

c. Paragraph 2–4 (Criteria for Awarding Retirement Points) states, personnel on AD, ADT, IADT, involuntary ADT, or AT are awarded 1 point for each calendar day they serve in one of these categories and may not be awarded additional points for other activities while in such status. Most types of IDT are covered by one of the following rules on required duration of IDT and calendar day limitations on points:

- one point for each scheduled 4-hour period of IDT at UTA, RST, ET, ATA, or make up assembly maximum of 2 points in 1 calendar day
- one point for each 2 hour or greater period
- two-hour aggregates of shorter periods may be used, except in the case of 2-hour unit training assembly's maximum of 1 point in 1 calendar day
- one point for each 2 hour or greater period
- two-hour aggregates of shorter periods may be used except in the case of 2-hour unit training assemblies
- award of a second point in the same day requires additional hours to bring the day's total to a minimum of 8, maximum of 2 points in 1 calendar day
- points may not be awarded under more than one of the rules above during any single calendar day
- Soldiers may not perform more than 48 BAs per fiscal year. Soldiers must perform RST within 60 days of the missed BA.

d. Paragraph 3-3 (DA Form 1380) provides that DA Form 1380 will be prepared for a unit Soldier who performs equivalent training or additional training with their unit after the scheduled Battle Assembly. TPU units will retain one copy of the DA Form 1380 to post the appropriate entry into ADARS for the months report. Nonpaid 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.

e. Paragraph 3-3b, states a DA Form 1380 will be prepared for a unit Soldier who performs equivalent training or additional training. The code "P" or "N" will be entered in item 9c before the retirement point credit. The code "P" indicates the Soldier is entitled to inactive duty pay for the duties performed; the code "N" indicates the Soldier is entitled to retirement point credit only.

//NOTHING FOLLOWS//