

IN THE CASE OF: ██████████

BOARD DATE: 22 February 2024

DOCKET NUMBER: AR20230008629

APPLICANT REQUESTS: a DD Form 214 (Certificate of Release or Discharge from Active Duty) for his honorable service period ending 1 March 2009.

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

- DD Form 149 (Application for Correction of Military Record)
- DD Form 256A (Honorable Discharge Certificate)

FACTS:

1. The applicant states he is requesting a DD Form 214 for his service period from 4 May 2006 through 1 March 2009. He believes he should have a DD Form 214 because he had an honorable term of service.
2. The applicant provides a DD Form 256A which shows he was honorably discharged from the U.S. Army on 1 March 2009.
3. A review of the applicant's service records show:
 - a. He enlisted in the Regular Army (RA) on 4 May 2006.
 - b. A second DD Form 4 (Enlistment/Reenlistment Document) shows the applicant reenlisted on 2 March 2009 for a period of 4 years. The document listed "Immediate Reenlistment," which indicates there was no break in service.
 - c. The applicant's Enlisted Record Brief shows he deployed to Iraq from 28 October 2007 through 20 December 2008. It also shows he was flagged for adverse action on 13 October 2021.
 - d. The service record is void of the facts and circumstances surrounding his administrative separation and any supporting documentation.
 - e. A DA Form 1506 (Statement of Service – For Computation of Length of Service for Pay Purposes) lists the following:

- Army/Delayed Entry Program – 26 January 2006 to 3 May 2006
- Army/RA – 4 May 2006 to 29 July 2009
- AWOL – 30 July 2009 to 30 July 2021
- Army/RA – 21 July 2021 to PRESENT

f. Orders 336-1011, dated 2 December 2021, discharged the applicant from active duty with an effective date of 17 December 2021. Orders 341-1011, dated 7 December 2021, amended Orders 336-1011, to reflect a new date of discharge, effective 7 December 2021.

g. On 7 December 2021, he was discharged from active duty with an under other than honorable conditions characterization of service. His DD Form 214 shows he completed 3 years, 7 months, and 13 days of active service with 11 years, 11 months, and 21 days (4,374 days) of lost time. He was assigned separation code JKF and the narrative reason for separation listed as "Misconduct (Desertion)," with reentry code 4. Block 18 (Remarks) included "Continuous Honorable Active Service: 20060504 – 20090301." It also shows he was awarded or authorized:

- Army Commendation Medal
- National Defense Service Medal
- Global War on Terrorism Service Medal
- Iraq Campaign Medal with Campaign Star
- Army Service Ribbon
- Overseas Service Ribbon

4. By regulation (AR 635-8), the DD Form 214 is a summary of the Soldier's most recent period of continuous active duty. In Block 18 (Remarks) for Soldiers who have previously reenlisted without being issued a DD Form 214 and are separated with any characterization of service except "Honorable," enter "Continuous Honorable Active Service From" (first day of service for which DD Form 214 was not issued) Until (date before commencement of current enlistment).

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 the information within the military record of the applicant the information currently reflected on the DD Form 214, the Board concluded there was insufficient evidence of an error or injustice warranting a change to the applicant's record.

The Board wished to inform the applicant that his prior period of honorable service is properly annotated in block 18 (REMARKS) of the DD Form 214..

BOARD VOTE:

Mbr 1 Mbr 2 Mbr 3

:	:	:	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 the overall merits of this case are insufficient as a basis for correction of the records of the individual concerned.

5/15/2024

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.

REFERENCE:

Army Regulation 635-8 (Separation Processing and Documents), states the DD Form 214 (Certificate of Release or Discharge from Active Duty) 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. In Block 18 (Remarks) for Soldiers who have previously reenlisted without being issued a DD Form 214 and are separated with any characterization of service except "Honorable," enter "Continuous Honorable Active Service From" (first day of service for which DD Form 214 was not issued) Until (date before commencement of current enlistment).

//NOTHING FOLLOWS//