

IN THE CASE OF: [REDACTED]
[REDACTED]

BOARD DATE: 29 February 2024

DOCKET NUMBER: AR20230008835

APPLICANT REQUESTS: in effect, correction of her record to show the submitted DA Form 1380 (Record of Individual Performance of Reserve Duty Training) dated 7 March 2023 was accepted and added to her record.

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

- DD Form 149 (Application for Correction of Military Record)
- Training Record screenshot
- DA Form 5016 (Chronological Statement of Retirement Points), 13 February 2023
- DA Form 1380, 7 March 2023

FACTS:

1. The applicant states

a. She is requesting to have 40 retirement points added for attending the Captain's Career Course (CCC) in 2017. She corresponded with the 81st Readiness Division G-1 Human Resources Specialist in March 2023 who told her she needed to submit this request to the Army Review Boards Agency (ARBA). This was their response: "Please provide DA Form 1380 dated 2017 to ARBA through the webpage indicated below."

b. It is an entitlement that she deserves. Her unit never recommended this action and she honestly just recently learned this was an option to receive retirement points for this course. She would appreciate the help with this.

2. A review of the applicant's official military record shows the following:

a. Having prior service as a Cadet, U.S. Army Reserve and active duty commissioned officer service, and after a break in service, DA Form 71 (Oath of Office - Military Personnel) shows she was appointed as a Major in the Reserve and executed an oath office on 18 September 2009.

b. Her record contained DA Form 5016 (Retirement Accounting Statement) dated 19 October 2023, which shows the applicant's total career retirement points earned as 242 Inactive Duty Training (IDT) points, 340 membership points, 4826 active duty points, 19 years, 8 months, and 19 days qualifying for retirement, 5408 points earned and 5292 points creditable. It also shows, in pertinent part, she earned the following retirement points during the period of 18 September 2015 to 17 September 2016 – 44 IDT points, 15 membership points, 19 active duty points, 1 year qualifying for retirement, and 78 points earned and creditable.

c. DA Form 5016 (Chronological Statement of Retirement Points) dated 13 February 2024, shows in pertinent part:

(1) The applicant earned the following retirement points during the period of 18 September 2015 to 17 September 2016 – 44 IDT points, 15 membership points, 19 active duty points, 1 year qualifying for retirement, and 78 total points creditable.

(2) A total of 242 IDT points, 311 membership points, 4431 active duty points, 18 years, 5 months, and 15 days qualifying for retirement, and 4954 points creditable.

3. In support of her case, the applicant provides:

a. Training Record screenshot which shows in pertinent part, she completed the Army Medical Department Captains Career Course in 2017.

b. DA Form 1380 dated 7 March 2023 for performing "EBDL" [Electronic-Based Distance Learning], which shows the following:

- 1, 5, 10 and 15 January 2016 – 4 hours each day, N1 (nonpaid), CCC Phase I online; totaling: 2 points
- 1, 5 and 15 February 2016 – 4 hours each day, N1 (nonpaid), CCC Phase I online; totaling: 1.5 points
- 1 and 5 March 2016 – 4 hours each day, N1 (nonpaid), CCC Phase I online; totaling: 1 point
- 1 April 2016 – 4 hours, N1 (nonpaid), CCC Phase I online; totaling: .5 points

4. On 22 September 2023, Headquarters, United States Army Reserve (USARC), Chief, Soldier Programs Branch, provided an advisory opinion for this case and stated, USARC reviewed the applicant's documents and determined she should be awarded five (5) points based off Army Regulation (AR) 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records). They [applicant and chain of command] will need to submit new DA Forms 1380 for each month in order to update the DA Form 5016. "Full administrative relief granted."

5. On 27 September 2023, via email, the applicant was provided a copy of the USARC advisory opinion. She did not respond.

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 available documentation and the findings and recommendation of the USARC advisory opinion, the Board concluded there was sufficient evidence to award and additional five (5) 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 five (5) additional retirement points to the applicant's record for duty reflected on the applicant's DA Form 1380 (Record of Individual Performance of Reserve Duty Training) dated 7 March 2023.

5/20/2024

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. AR 140-1 (Mission, Organization, and Training) provides policy guidance on the mission, organization, and training of the U.S. Army Reserve. Paragraph 3-26 (Training of individual Soldiers in a non-pay status) states, Soldiers in an active status may take part in individual inactive duty training (IDT) in a non-pay training status when authorized by the appropriate commander. In pertinent part, individual training opportunities with retirement point credit are shown below:

- attachment to appropriate Reserve Component Troop Program Units (TPU)
- attachment to Active Army units
- attachment to reinforcement training units as appropriate
- participation in approved training projects or using administrative skills in support of TPU and USAR activities
- attendance at Army service or Army area school training
- enrollment in appropriate extension courses
- attendance at authorized conventions, professional conferences, or appropriate trade association meetings related to the individual's mobilization specialty
- conducting or reviewing medical examinations, and related medical duties
- recruiting duties as described in AR 140–185

2. AR 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records), contains Army policy for U.S. Army Reserve training and retirement point credit. It also prescribes guidance for USAR unit level strength accounting.

a. Paragraph 2-1 (Criteria for crediting retirement points) states, IDT will be either 4 hours in length for one retirement point or 8 hours in length for two retirement points.

b. Paragraph 2-4b(5) (Criteria for awarding retirement points) "Eight-hour rule" states, approved "EBDL" courses will be awarded to members of the Selected Reserve (Troop Program Unit). Subject to available funding, and as pre-approved, Soldiers may earn one retirement point and be paid for one IDT for every 8 hours of distance learning completed.

c. Paragraph 3-3b (DA Form 1380) states, DA Form 1380 will be prepared for a unit Soldier who performs equivalent training or additional training with their unit subsequent to the scheduled Battle Assembly. Troop Program Units will retain one copy of the DA Form 1380 to post the appropriate entry into Automated Drill Attendance Reporting Software (ADARS) for the month's report and then place in the appropriate Army records information management system file. "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."

//NOTHING FOLLOWS//