

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 12 March 2024

DOCKET NUMBER: AR20230008851

APPLICANT REQUESTS: correction of his DD Form 214 (Armed Forces of the United States Report of Transfer or Discharge) ending on 1 August 1968 to show:

- Overseas Service Ribbon (2nd Award)
- Vietnam Service Medal with two bronze service stars
- Vietnam Campaign Ribbon (i.e., Medal)
- Korea Defense Service Medal

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

- DD Form 149 (Application for Correction of Military Record), 26 May 2023
- Standard Form 180 (Request Pertaining to Military Record)

FACTS:

1. The applicant did not file within the 3-year time frame provided in Title 10, U.S. Code, section 1552(b); however, the Army Board for Correction of Military Records (ABCMR) conducted a substantive review of this case and determined it is in the interest of justice to excuse the applicant's failure to timely file.
2. The applicant's records contain sufficient evidence to support adding additional awards and/or information not shown on his DD Form 214. As a result, his DD Form 214 will be administratively corrected without Board action.
3. His DA Form 20 (Enlisted Qualification Record) shows in:
  - a. Item 33 (Foreign Service):
    - Korea from 29 January 1964 to 15 February 1965
    - Vietnam from 24 March 1967 to 23 March 1968
  - b. Item 38 (Record of Assignments): shows in part, the applicant was assigned to Headquarters Battery, 6th Battalion, 56th Artillery Brigade, Vietnam, from 28 March 1967 to 7 April 1968.

## c. Item 41 (Awards and Decorations):

- Expert Marksmanship Qualification Badge with Rifle Bar (M-1)
- Sharpshooter Marksmanship Qualification Badge with Rifle Bar (M-14)
- Combat Infantryman Badge
- National Defense Service Medal
- Army Good Conduct Medal
- Vietnam Service Medal
- Republic of Vietnam Campaign Medal with Device (1960)
- two overseas service bars

5. On 1 August 1965, he was honorably discharged from active duty due to reenlistment. His DD Form 214 for this period shows he completed 2 years, and 1 day of active service. His DD Form 214 also shows in

a. Item 24c (Foreign and/or Sea Service): 1 year, and 17 days (Service in Korea from 29 January 1964 to 15 February 1965).

b. He was awarded or authorized: Sharpshooter Marksmanship Qualification Badge with Rifle Bar.

c. Item 32 (Remarks) – does not show his service in Korea.

6. On 1 August 1968, he was honorably discharged from active duty. His DD Form 214 for this period shows he completed 3 years of active service. His DD Form 214 also shows:

a. Item 22c (Foreign and/or Sea Service): 2 years and 17 days (Service in Korea from 29 January 1964 to 15 February 1965; and service in Vietnam from 24 March 1967 to 23 March 1968).

b. He was awarded or authorized:

- National Defense Service Medal
- Combat Infantryman Badge
- Vietnam Service Medal
- Army Good Conduct Medal
- Republic of Vietnam Campaign Medal with Device (1960)
- two overseas service bars

c. Item 30 (Remarks) – does not show his service in Vietnam.

7. Although the applicant's records show he was awarded two overseas service bars, it does not reflect issuance of an Overseas Service Ribbon.

a. AR 670-1 (Uniforms and Insignia) governs the requirements for the Overseas Service Bar. It states a bar is authorized for wear for each period of active Federal service as a member of the U.S. Army outside of the continental limits of the United States for the specific time frames and areas of operation cited in Army Regulation 670-1 or appropriate Department of the Army message. There are special provisions regarding authorization for the Overseas Service Bar for service in a hostile fire zone and for combining service to calculate award of the bars.

b. AR 600-8-22 (Military Awards) states the Overseas Service Ribbon was established by the Secretary of the Army on 10 April 1981. Effective 1 August 1981, all members of the Active Army, Army National Guard, and Army Reserve in an active Reserve status are eligible for the award for successful completion of overseas tours. The award may be awarded retroactively to those personnel who were credited with a normal overseas tour completion before 1 August 1981 provided they had an Active Army status on or after 1 August 1981. Numerals are used to denote the second and subsequent awards of the Overseas Service Ribbon.

8. By regulation, for the DD Form 214, enter in:

- item 22c and 24c, enter the amount of service performed outside the continental U.S. during the period covered by the DD Form 214
- item 24 and 25, enter from DA Form 20, all decorations, service medals, campaign credits and badges awarded or authorized
- item 30 and 32, indicate Indochina and Korea service on or after August 1964 by entering inclusive dates of service for Vietnam and indicating "yes" or "no" for service in Indochina and Korea

#### BOARD DISCUSSION:

After reviewing the application, all supporting documents, and the evidence found within the military record, the Board found that relief partially warranted. The applicant's contentions, the military record, and regulatory guidance were carefully considered

a. Korea Defense Service Medal: Grant. The applicant served in Korea from January 1964 to February 1965. He meets the criteria for award of the Korea Defense Service Medal and should have it listed on his DD Form 214.

b. Vietnam Service Medal with two bronze service stars: Grant. The applicant participated in two campaigns during his service I Vietnam. Therefore, he is eligible or 2 bronze service stars to be affixed to the Vietnam Service Medal.

c. Vietnam Campaign Medal. No Correction Required. The Vietnam Campaign Medal is already listed on the applicant’s DD Form 214 ending on 1 August 1968.

d. Overseas Service Ribbon” Deny. This award was created in April1981 and may be retroactively awarded to those personnel who were credited with a normal overseas tour completion before 1 August 1981 provided, they had an Active Army status on or after 1 August 1981. The applicant did not have an active Army status after that date and therefore does not meet the criteria.

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:

1. The Board determined the evidence presented is sufficient to warrant a recommendation for partial relief. As a result, the Board recommends that all Department of the Army records of the individual concerned be corrected, in addition to the corrections addressed in Administrative Note(s) below, by amending his DD Form 214 ending on 1 August 1968 by adding:

- 2 bronze service stars to his already awarded Vietnam Service Medal
- Korea Defense Service Medal

2. The Board further determined the evidence presented is insufficient to warrant a portion of the requested relief. As a result, the Board recommends denial of so much of the application that pertains to the Overseas Service Ribbon.



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.

ADMINISTRATIVE NOTES:

1. A review of the applicant's records show he was awarded or authorized the following awards and corrections not listed on his DD Form 214, ending on 1 August 1965:

- Item 25 (Awards) – Korea Defense Service Medal.
- Item 32 (Remarks) – service in Korea, “YES”.

2. A review of the applicant's records show he was awarded or authorized the following awards not listed on his DD Form 214, ending on 1 August 1968:

- Item 24 (Awards) - adding:
  - Armed Forces Expeditionary Medal
  - Republic of Vietnam Gallantry Cross with Palm Unit Citation
  - Expert Marksmanship Qualification Badge with Rifle Bar (M-1)
  - Sharpshooter Marksmanship Qualification Badge with Rifle Bar (M-14)
- Item 30 – service in Vietnam from 24 March 1967 to 23 March 1968.

REFERENCES:

1. Title 10, U.S. Code, section 1552(b), provides that applications for correction of military records must be filed within 3 years after discovery of the alleged error or injustice. This provision of law also allows the ABCMR to excuse an applicant's failure to timely file within the 3-year statute of limitations if the ABCMR determines it would be in the interest of justice to do so.

2. Army Regulation 635-5 (Separation Documents), in effect at the time, states the DD Form 214 is a summary of the Soldier's most recent period of continuous active duty. The specific instructions for:

- Item 22c and 24c, enter the amount of service performed outside the continental U.S. during the period covered by the DD Form 214
- Item 24 and 25, enter from DA Form 20, all decorations, service medals, campaign credits and badges awarded or authorized
- Item 30 and 32, Indicate Indochina and Korea service on or after August 1964 by entering inclusive dates of service for Vietnam and indicating "yes" or "no" for service in Indochina and Korea

3. Army Regulation 600-8-22 (Military Awards) prescribes Army policy, criteria, and administrative instructions concerning individual and unit military awards.

a. The Overseas Service Ribbon was established by the Secretary of the Army on 10 April 1981. Effective 1 August 1981, all members of the Active Army, Army National Guard, and Army Reserve in an active Reserve status are eligible for the award for successful completion of overseas tours. The award may be awarded retroactively to those personnel who were credited with a normal overseas tour completion before 1 August 1981 provided, they had an Active Army status on or after 1 August 1981. Numerals are used to denote the second and subsequent awards of the Overseas Service Ribbon.

b. The Vietnam Service Medal is awarded to all members of the Armed Forces of the United States for qualifying service in Vietnam after 3 July 1965 through 28 March 1973. Qualifying service included attachment to or assignment for 1 or more days with an organization participating in or directly supporting military operations. Qualifying service also included temporary duty for 30 consecutive days or 60 nonconsecutive days in Vietnam or contiguous areas, except that the time limit may be waived for personnel participating in actual combat operations. This same regulation states a bronze service star will be awarded for wear on the Vietnam Service Medal for participation in each credited campaign. A silver service star is authorized in lieu of five bronze service stars.

c. The Korea Defense Service Medal is authorized for award to members of the Armed Forces of the United States who have served on active duty in support of the defense of the Republic of Korea. The period of eligibility is 28 July 1954 to a date to be determined by the Secretary of Defense

d. The Armed Forces Expeditionary Medal is awarded for qualifying service after 1 July 1958 in military operations within a specific geographic area during a specified

time period. It states individuals qualified for the Armed Forces Expeditionary Medal for service in Vietnam from 1 July 1958 and 3 July 1965 (inclusive) shall remain qualified for that medal.

4. Department of the Army General Orders (DAGO) Number 8, dated 1974, announced award of the Republic of Vietnam Gallantry Cross with Palm Unit Citation to Headquarters, U.S. Military Assistance Command and its subordinate units during the period 8 February 1962 to 28 March 1973 and to Headquarters, U.S. Army Vietnam and its subordinate units during the period 20 July 1965 to 28 March 1973.

//NOTHING FOLLOWS//