

IN THE CASE OF: ██████████

BOARD DATE: 14 March 2024

DOCKET NUMBER: AR20230008895

APPLICANT REQUESTS: correction of his DD Form 214 (Report of Separation from the Armed Forces of the United States) by adding the National Defense Service Medal, Army of Occupation Medal – Japan, and any additional medals that he is authorized

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

- DD Form 149 (Application for Correction of Military Record)
- DA AGO Form 20 (Soldier's Qualification Card)
- DD Form 214 for the period ending 27 June 1952

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 states his DD Form 214 needs to be corrected to show his missing medals and decorations. He would like his DD Form 214 corrected to show the National Defense Service Medal, the Army Occupation Medal for his service in Japan, and any other medals that he is entitled to.
3. The applicant's records contain sufficient evidence to support corrections not shown on his DD Form 214. His DD Form 214 will be administratively corrected to show award of the National Defense Service Medal. The Board will consider award of the Army of Occupation Medal – Japan and any additional awards.
4. On 28 September 1950, the applicant was inducted into the Army of the United States.
5. The applicant provides his DA AGO Form 20 that shows in part, in item 28 (Record of Current Service):
  - service in Japan from 23 March 1951 to 29 March 1951

- service in 25th Replacement Company, Army Post Office (APO) 25 (Korea), from 30 March 1951 to 31 March 1951
- service in Company M, 27th Infantry Regiment, APO 25 (Korea), from 1 April 1951 to 11 January 1952

6. His service record shows in section 9 (Medals, Decorations, and Citations) award of the Korean Service Medal, United Nations Service Medal, and the Combat Infantryman Badge.

7. He was honorably released from active duty on 27 June 1952. His DD Form 214 shows he completed 1 year and 9 months of active service. It also shows he was awarded or authorized:

- Korean Service Medal with four bronze service stars
- one overseas bar
- United Nations Service Medal
- Combat Infantryman Badge

8. The Army of Occupation Medal with Japan Clasp is awarded for minimum service of 30 consecutive days at a normal post of duty in Japan between 3 September 1945 and 27 April 1952.

#### BOARD DISCUSSION:

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

2. The Board found the applicant's period of service in Japan was not long enough to make him eligible for the Army of Occupation Medal with Japan Clasp. The Board determined he is not authorized this medal.

3. Other than the National Defense Service Medal addressed in Administrative Note(s) below, the Board found no other awards or unit citations the applicant is authorized.

BOARD VOTE:

Mbr 1      Mbr 2      Mbr 3

:            :            :            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 by making the correction described in Administrative Note(s) below.

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 any relief in excess of that described above.

6/25/2024

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CHAIRPERSON

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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 NOTE: The applicant is authorized a medal that was not recorded on his DD Form 214. Please correct the DD Form 214 by adding the National Defense Service Medal.

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 600-8-22 (Military Awards) states:

a. The Army of Occupation Medal with Japan Clasp is awarded for minimum service of 30 consecutive days at a normal post of duty in Japan between September 3, 1945, and April 27, 1952.

b. The National Defense Service Medal is awarded for honorable active service for any period between 27 July 1950 and 27 July 1954, 1 January 1961 and 14 August 1974, 2 August 1990 and 30 November 1995, and 11 September 2001 and a date to be determined. Second and subsequent awards of the National Defense Service Medal are denoted by a bronze service star affixed to the National Defense Service Medal.

//NOTHING FOLLOWS//