

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 5 April 2024

DOCKET NUMBER: AR20230009228

APPLICANT REQUESTS: Reserve retirement points credit (for points only) for duties performed during the period 3 to 24 February 2022.

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

- DD Form 149 (Application for Correction of Military Record)
- DA Form 1380 (Record of Individual Performance of Reserve Duty Training), 30 March 2022

FACTS:

1. The applicant states his DA Form 1380 was lost in routing process resulting in DA 1380 signed outside the 60 day ETP (exception to policy) window. He is requesting the Board to award him DA 1380 for points only for retirement purposes.

2. Review of the applicant's service records shows:

a. Having had prior Regular Army (active duty) service from 22 May 2009 to 30 June 2021, he was appointed a Reserve commissioned officer on 1 July 2021. He was assigned to U.S. Army MEDDAC, Fort Campbell, KY.

b. He provides a DA Form 1380, dated 30 March 2022, signed by an IMA Coordinator on 6 April 2023, for duties performed (N-1) on 3, 10, 17, and 24 February 2022 for points only.

c. The applicant's DA Form 5016 (Retirement Accounting Statement), dated 28 February 2024 shows a breakdown of his retirement points as follows:

BEGIN DATE	END DATE	MIL PER CLASS	SERVICE TYPE	INACTIVE DUTY POINTS	EXT COURSE POINTS	MEMBER -SHIP POINTS	ACTIVE DUTY POINTS	QUALIFYING FOR RETIREMENT			POINTS EARNED	POINTS CREDIT- ABLE
								YRS	MOS	DAYS		
20220127	20221113	O	IMA	20	0	12	13	00	00	00	45	45
20221114	20230126	O	IMA	0	0	3	0	00	00	00	3	3
20230127	20240126	O	IMA	30	0	15	12	01	00	00	57	57
20240127		O	IMA	0	0	0	0	00	00	00	0	0
CAREER TOTALS				100	0	39	4448	15	00	00	4587	4587

3. On 23 February 2024, the U.S. Army Human Resources Command (HRC) provided an advisory opinion in the processing of this case. The advisory official stated:

a. This memorandum is in response to your request dated 9 February 2024 on behalf of [Applicant]. He is requesting the accreditation of retirement points for duty performed in February 2022. The United States Army Human Resources Command (AHRC) reviewed the application. Army Regulation (AR) 140-185, para 3-3, Training and Retirement Point Credits and Unit Level Strength Accounting Records, requires that nonpaid DA Forms 1380 be forwarded to AHRC for award of retirement points no later than the end of each duty month. Per the enclosed DA Form 1380, duties were performed in February 2022 and the form was not signed until April 2023.

b. The DA Form 1380 was not prepared or submitted in accordance with AR 140-185. This office cannot award nonpaid retirement points without direction from the Army Review Boards Agency.

4. The applicant was provided with a copy of this advisory opinion to give him an opportunity to submit a rebuttal. The applicant responded on 17 Marc 2024 and stated the submitted DA Form 1380 was lost at the local unit and never submitted to HRC for the accreditation of retirement points for duty performed. Subsequently, submission of a new DA Form 1380 was returned without action by HRC following review due to the DA Form 1380 not being prepared or submitted within the acceptable time frame dictated by AR 140-185. He requests relief in this action with the award of the accreditation of retirement points for duty I performed in February 2022 totaling 4 nonpaid points.

BOARD DISCUSSION:

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

2. The applicant completed the service, and he should therefore receive credit for this service towards his retirement point pool.

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:

- a. showing his DA Form 1380, dated 30 March 2022, was properly completed, timely signed by the appropriate authorities, timely received, and timely processed and approved by the Army Human Resources Command, and
- b. showing the Army Human Resources Command awarded him an additional (4) retirement points for duties performed (N-1) on 3, 10, 17, and 24 February 2022, for points only, as properly reflected on his DA Form 1380, dated 30 March 2022.

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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.

REFERENCES:

Army Regulation 140 – 185 (Army Reserve Training and Retirement Point Credits and Unit Level Strength Accounting Records), contains Army policy for U.S. Army Reserve (USAR) training and retirement point credit. It also prescribes guidance for USAR unit level strength accounting. Paragraph 3-3 addresses the DA Form 1380.

a. The purpose of this form is to record IDT (inactive duty training) by—

(1) TPU (Troop Program Unit) Soldiers performing IDT assemblies when pay is authorized, and the Soldier is not present to sign the IDT attendance roster.

(2) TPU Soldiers attached to another USAR unit for 89 or fewer days. In such cases the unit of attachment will prepare DA Form 1380 and forward to unit of assignment for recording attendance.

(3) Non-unit Soldiers under the jurisdiction of HRC (U.S. Army Human Resources Command) who are attached for retirement points only to USAR TPUs, ARNG (Army National Guard) units, or to another Service or component for training per AR 140–10. Only attached Soldiers are authorized to perform IDT with the exception of one annual physical health assessment each for medical and dental readiness when authorized by the command prior to the event. Note: Non-unit Soldiers attached for retirement point credit to IMA detachments are reported on DA Form 1379 for those units.

b. DA Form 1380 will be prepared for a unit Soldier who performs ET (Equivalent Training) or additional training with their unit subsequent to the scheduled BA (Battle Assembly). TPU units will retain one copy of the DA Form 1380 to post the appropriate entry into ADARS (Automated Drill Attendance Reporting Software) for (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. DA Form 1380 will be scanned into the Soldier's iPERMS by the unit of assignment per AR 600–8–104.

//NOTHING FOLLOWS//