

IN THE CASE OF: [REDACTED]

BOARD DATE: 18 April 2024

DOCKET NUMBER: AR20230009370

APPLICANT REQUESTS: correction of his retirement points to reflect inclusion of service for points only performed during the retirement year ending 22 February 2021.

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

- DD Form 149 (Application for Correction of Military Record)
- DA Forms 1380 (Record of Individual Performance of Reserve Duty Training), 11 August 2022

FACTS:

1. The applicant states, in pertinent part, he completed training during the retirement year ending 22 February 2021 and was not credited for it resulting in only 49 points being earned.

2. A review of the applicant's available service record reflects the following:

a. On 23 February 2002, he enlisted in the U.S. Army Reserve (USAR) for a period of 8 years.

b. On 20 April 2007, he reenlisted in the USAR for a period of 6 years.

c. His record is void of a 2013 extension/reenlistment. DA Form 4836 (Oath of Extension of Enlistment or Reenlistment) dated 18 November 2017 shows he extended his enlistment with the USAR on 31 October 2014 for a period of 3 years and for this extension a period of 6 months.

d. On 20 May 2018, he reenlisted in the USAR for an indefinite term.

e. On 23 May 2023, the U.S. Army Human Resources Command issued a Memorandum, Subject: Notification of Eligibility for Retired Pay at Non-Regular Retirement (20-Year Letter).

f. DA Form 5016 (Retirement Accounting Statement) dated 24 March 2024 shows for the retirement year ending on 22 February 2021, the applicant earned 20 Inactive-Duty Training (IDT) points, 15 membership points and 14 Active Duty Training (ADT) points, totaling 49 total points creditable.

g. He continues service with the USAR.

3. The applicant provides DA Forms 1380 dated 11 August 2022 showing the applicant completed training on the following dates:

a. On 21 December 2020, for completing a Periodic Health Assessment (PHA), Vision Screen, HIV draw, Mental Health Assessment with PHA for 4 hours, totaling 1 retirement point.

b. On 4 and 6 January 2021, for completing Ears, Nose and Throat exam with Audiogram and receiving vaccinations for 4 hours each, totaling 2 retirement points.

4. On 14 November 2023, the Chief, Soldier Programs Branch, United States Army Reserve Command (USARC), provided an advisory opinion recommending approval of the applicant's request stating, in effect, they reviewed the applicant's documents and determined he should be awarded three (3) points based off Army Regulation (AR) 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records).

5. On 16 November 2023, the applicant was provided with a copy of the advisory opinion to provide a response. He has not responded.

BOARD DISCUSSION:

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

2. The Board concurred with the advisory official's conclusion that the evidence supports the relief the applicant has requested. The Board determined the DA Forms 1380 provided by the applicant in support of his application should be processed and the retirement points documented on the forms should be added to his 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 the Army records of the individual concerned be corrected by processing the DA Forms 1380 provided by the applicant in support of his application and adding the retirement points documented on the forms to his record.

9/3/2024

X █

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.

REFERENCE:

AR 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records), paragraph 3-3 (DA Form 1380) provides that the DA Form 1380 is utilized to record IDT performed by non-unit Soldiers under the jurisdiction of HRC who are attached for retirement points only to USAR Troop Program Units, Army National Guard units, or to another service or component for training. Only attached Soldiers are authorized to perform IDT with the exception of one annual PHA each for medical and dental readiness when authorized by the command prior to the event.

- a. 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.

b. With regard to awarding of retirement points for IDT (Four-Hour Rule), Service Members will be awarded one point for each 4-hour period of IDT duty performed. Maximum of two points per calendar day applies to IDT duty. Duty must be 8 hours in duration to receive two points per day.

//NOTHING FOLLOWS//