

IN THE CASE OF: [REDACTED]  
[REDACTED]

BOARD DATE: 25 April 2024

DOCKET NUMBER: AR20230009670

APPLICANT REQUESTS: correction of his DD Form 214 (Armed Forces of the United States Report of Transfer or Discharge) for the period ending 20 March 1968 to show his first name as shown on his birth certificate.

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

- DD Form 149 (Application for Correction of Military Record under the Provisions of Title 10, U.S. Code, Section 1552)
- Certificate of Birth
- DD Form 214
- Social Security Card
- State Registration Card
- Department of Veteran Affairs Healthcare Card
- State Driver's License

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 first name is correctly listed on his DD Form 214. His correct first name is [REDACTED]
3. He was inducted into the Army of the United States on 21 March 1966. His DD Form 47 (Record of Induction) shows his first name as [REDACTED]
4. A review of his service records revealed all applicable documents, including his DA Form 20 (Enlisted Qualification Record), show his first name as [REDACTED] and he signed those documents using the first name [REDACTED]

5. He was honorably released from active duty on 20 March 1968 and transferred to the U.S. Army Reserve Control Group (Annual Training). He completed 2 years of total active service during this period. Item 1 (Last Name – First Name – Middle Name) of his DD Form 214 shows his first name as [REDACTED]

6. He provided copies of his social security card, driver's license, and state registration card showing his first name as [REDACTED] His Department of Veterans Affairs Healthcare card shows his first name as [REDACTED]

BOARD DISCUSSION:

1. After reviewing the application, all supporting documents, and the evidence found within the applicant's military records, the Board found relief is warranted.
2. The Board found the evidence provided by the applicant sufficient to confirm that his birth name differs from the name he used during his Army service. The Board determined it would be appropriate to add an entry to the remarks block of his DD Form 214 documenting his birth name.

BOARD VOTE:

Mbr 1      Mbr 2      Mbr 3

[REDACTED]	[REDACTED]	[REDACTED]	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 adding the following entry to block 30 of his DD Form 214: "Other name of record [name shown on Certificate of Birth]."

9/18/2024

X

CHAIRPERSON

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. 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 15-185 (Army Board for Correction of Military Records) prescribes policies and procedures for correction of military records by the Secretary of the Army acting through the ABCMR. Board members will review all applications that are properly before them to determine the existence of an error or injustice and direct or recommend changes in military records to correct the error or injustice, if persuaded that material error or injustice exists and that sufficient evidence exists in the record. The ABCMR will decide cases on the evidence of record; it is not an investigative body. The ABCMR begins its consideration of each case with the presumption of administrative regularity. The applicant has the burden of proving an error or injustice by a preponderance of the evidence.
3. Army Regulation 635-5 (Separation Documents), effective 13 August 1963, prescribed the separation documents prepared for Soldiers upon retirement, discharge, or release from active military service or control of the Army. It established standardized policy for preparation of the DD Form 214. The purpose of a separation document is to provide the individual with documentary evidence of his/her military service. It is important that information entered thereon is complete and accurate. All available

records will be used as a basis for preparation of the DD Form 214, including the DA Form 24 (Service Record), DA Form 20 (Enlisted Qualification Record), and orders. The specific instructions for item 1 stated to enter the individual's last name, first name, and full middle name or names, if any, at the time of separation.

//NOTHING FOLLOWS//