

IN THE CASE OF: [REDACTED]

BOARD DATE: 27 March 2024

DOCKET NUMBER: AR20230009687

APPLICANT REQUESTS:

- service credit for his active service following basic combat training
- name of "Nike Hercules" missile site he served at in [REDACTED]
- reconsideration of his prior request for the missile badge/award

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

- DD Form 149 (Application for Correction of Military Record)
- DD Form 214 (Armed Forces of the United States Report of Transfer or Discharge)

FACTS:

1. Incorporated herein by reference are military records which were summarized in the previous consideration of the applicant's case by the Army Board for Correction of Military Records (ABCMR) in Docket Number AR20190010642 on 9 September 2021.

2. The applicant states his service record is missing his time between basic training at Fort Ord, CA and the time served at the missile site in Fort Meade, MD, approximately 547 days. He served from 10 August 1961 to 15 July 1964 and his last tour of duty was in Battery A, 2nd Missile Battalion, 562nd Artillery at U.S. Army Alaska (USARAL). Additionally, he "needs" the name of the Nike Hercules missile site he served at in MD and the missile badge he was awarded.

3. A review of the applicant's service record shows:

a. His DD Form 4 (Enlistment Record – Armed Forces of the United States); he enlisted in the Regular Army on 10 August 1961.

b. His DA Form 24 (Service Record) shows the following:

- Section 4 (Chronological Record of Military Service):

- 10 August 1961 to 15 August 1961 – Enroute to Fort Ord, CA
  - 16 August 1961 to 13 October 1961 – 3rd Brigade, Fort Ord, CA
  - 14 October 1961 to 27 October 1961 – Enroute to Army Chemical Center (ACC), MD
  - 28 October 1961 to 10 December 1962 – 1st Artillery, Woodstock, MD
  - 11 December 1962 to 19 January 1963 – Enroute to USARAL
  - 20 January 1963 to 9 July 1964 – 562nd Artillery
  - 10 July 1964 to 10 July 1964 – Enroute to Continental United States
  - 11 July 1964 to 15 July 1964 – Transfer Point, U.S. Army Garrison
- Section 9 (Medals, Decorations, and Citations):
    - Marksman (Rifle) – Special Order (SO) #92, paragraph 3, Headquarters, 3rd Brigade, 8 September 1961
    - Sharpshooter (Carbine) – SO #131, 1st Artillery, ACC, MD

c. The service record was void of orders or completion certificates for training attended.

d. He was honorably released from active duty on 15 July 1964. His DD Form 214 shows he completed 2 years, 11 months, and 6 days of active service. It also shows in:

- Item 11d (Effective Date) – 15 July 1964
- Item 19c (Date of Entry) – 10 August 1961
- Item 26 (Decorations, Medals, Badges, Commendations, Citations and Campaign Ribbons Awarded or Authorized) – None

4. A review of the applicant's record confirms he is eligible for awards that are not recorded on his DD Form 214. These awards will be added to his DD Form 214 as administrative corrections and will not be considered by the Board.

5. On 9 September 2021, the ABCMR rendered a decision in Docket Number AR20190010642. The Board denied, among many requests, the Basic Missile Man Medal and Expert Rifleman Medal based upon lack of evidence showing the applicant received any such awards. Based upon a preponderance of evidence, the Board determined there was no evidence of error or injustice.

6. By regulation (AR 635-5), the DD Form 214 is to provide the individual with documentary evidence of his military service. It is a vital record for interested Government agencies which assist the Veteran in obtaining the rights and benefits to which entitled. It is important that the information entered thereon is complete and accurate. All available records will be used as a basis for preparation of the

DD Form 214A (Worksheet) including DA Form 24 (Service Record), DA Form 20 (Enlisted Qualification Record), DA Form 66 (Officer Qualification Record), and orders. It states for:

- Item 11d, enter date separation is accomplished
- Item 19c, enter date entered on active duty or date of enlistment or reenlistment accomplished
- Item 26, enter decorations, etc., awarded or authorized during the period covered by the DD Form 214, from item 21, DA Form 68, or section 9, DA Form 24 (Service Record), omitting authorities cited therein

#### BOARD DISCUSSION:

1. After reviewing the application, all supporting documents, and the evidence found within the military record, the Board found that relief was not warranted. The Board carefully considered the applicant's record of service, documents submitted in support of the petition and executed a comprehensive and standard review based on law, policy and regulation. Upon review of the applicant's petition and available military records, the Board determined there is insufficient evidence to support the applicant's contentions for adding the following to his DD Form 214 regarding his prior request for the missile badge/award and missile site Nike Hercules. The Board noted the applicant's records is absent any documentation or orders to support he was authorized any service credit for his active service following basic combat training. The Board found the annotations on the applicant's DA Form 2-1 is not sufficient alone to support correction to the applicant's DD Form 214. Therefore, the Board determined reversal of the previous Board decision is without merit and relief was denied.

2. This board is not an investigative body. The Board determined despite the absence of the applicant's service records, they agreed the burden of proof rest on the applicant, however, he did not provide any supporting documentation and his service record has insufficient evidence to support the applicant contentions for correction of his DD form 214.

3. Prior to closing the board, the Board Members did note that the applicant qualified for the Army Good Conduct Medal (AGCM) by having all excellent ratings during his period of military service. As such, the Board recommends awarding the applicant the Army Good Conduct Medal, in addition to all other awards noted below by the analyst of record.

#### BOARD VOTE:

Mbr 1      Mbr 2      Mbr 3

:            :            :            GRANT FULL RELIEF

:            :            :            GRANT PARTIAL RELIEF

:            :            :            GRANT FORMAL HEARING

█           █           █            DENY APPLICATION

BOARD DETERMINATION/RECOMMENDATION:

Except for the correction addressed in Administrative Note(s) below, the Board found the evidence presented does not demonstrate the existence of a probable error or injustice. Therefore, the Board determined the overall merits of this case are insufficient as a basis to amend the decision of the ABCMR set forth in Docket Number AR20190010642 on 9 September 2021.

4/8/2024
<input checked="" type="checkbox"/> █ <hr/> 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.

ADMINISTRATIVE NOTE(S):

A review of the applicant's service records show he is authorized additional awards not annotated on his DD Form 214, for the period ending 15 July 1964. As a result, correct his DD Form 214 to add award of the:

- National Defense Service Medal
  - Marksman Marksmanship Qualification Badge with Rifle Bar (M-16)
  - Sharpshooter Marksmanship Qualification Badge with Rifle Bar (M-4 Carbine)
- and
- awarding him the Army Good Conduct Medal (1st Award) for exemplary service from 10 August 1961 to 15 July 1964 and adding the medal to

his DD Form 214 for the period ending 15 July 1964

REFERENCES:

Army Regulation 635-5 (Separation Documents) states the purpose of the DD Form 214 is to provide the individual with documentary evidence of his military service. It is a vital record for interested Government agencies which assist the Veteran in obtaining the rights and benefits to which entitled. It is important that the information entered thereon is complete and accurate. All available records will be used as a basis for preparation of the DD Form 214A (Worksheet) including DA Form 24 (Service Record), DA Form 20 (Enlisted Qualification Record), DA Form 66 (Officer Qualification Record), and orders.

- a. Item 11d (Effective Date), enter date separation is accomplished.
- b. Item 19c (Date of Entry), enter date entered on active duty or date of enlistment or reenlistment accomplished.
- c. Item 26 (Decorations, Medals, Badges, Commendations, Citations, and Campaign Ribbons Awarded or Authorized) enter decorations, etc., awarded or authorized during the period covered by the DD Form 214, from item 21, DA Form 68, or section 9, DA Form 24 (Service Record), omitting authorities cited therein.

//NOTHING FOLLOWS//