

IN THE CASE OF: [REDACTED]

BOARD DATE: 29 March 2024

DOCKET NUMBER: AR20230009732

APPLICANT REQUESTS: correction of his DD Form 214 (Certificate of Release or Discharge from Active Duty), for the period ending 29 February 1996 to show award of the Korea Defense Service Medal.

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

- DD Form 149 (Application for Correction of Military Record)
- Self-Authored Letter with military history
- Orders Number 22-153, issued by Headquarters, United States Army Aviation Center and Fort Rucker on 19 August 1987
- Orders Number 191-78, issued by Department of the Army, 199th Personnel Service Company, on 3 August 1988

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 he is authorized to have the Korea Defense Service Medal (KDSM) listed on his DD Form 214. He served in Headquarters, 17th Aviation Brigade in the Republic of Korea from 29 September 1987 to 3 August 1988.
3. The applicant completed previous service in the United States Army Reserve and in the Regular Army on an unknown prior to entering onto active duty in the Regular Army on 30 September 1982.
4. The applicant provides:
 - a. a list of his privately held military documents,

b. an endorsement, Subject: Order 22-153, DA, USASSC, 22 January 1987, dated 22 January 1987, shows orders 22-153 were amended to read, his reporting date was 4 October 1987, and his arrival date was 25 September 1987.

c. Orders 191-78, dated, 3 August 1988, which assigned him from Korea to Headquarters and Headquarters Command. 17th Aviation Brigade, Hawaii.

5. The applicant was honorably released from active duty for sufficient service for retirement on 29 February 1996. His DD Form 214 shows he completed 13 years, 5 months, and 1 day of active service and was awarded or authorized; his DD Form 214 does not reflect the Korea Defense Service Medal.

BOARD DISCUSSION:

The applicant's contentions, the military record, and regulatory guidance were carefully considered. After reviewing the application, all supporting documents, and the evidence found within the military record, the Board found that relief was warranted because the applicant served a qualifying period in Korea for award of the Korea Defense Service Medal.

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 adding the Korea Defense Service Medal to block 13 (Decorations, Medals, Badges, Citations and Campaign Ribbons Awarded or Authorized) of his DD Form 214 for the period ending 29 February 1996.

6/6/2024

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 600-8-22 (Military Awards) provides policy, criteria, and administrative instructions concerning individual military decorations, Army Good Conduct Medal, service medals, and ribbons. Paragraph 2-20 (Korea Defense Service Medal) The KDSM was authorized by Section 543, National Defense Authorization Act, 2003. It is authorized for award to members of the Armed Forces of the United States who have served on active duty in support of the defense of the Republic of Korea.

//NOTHING FOLLOWS//