

IN THE CASE OF: ██████████

BOARD DATE: 4 April 2024

DOCKET NUMBER: AR20230009872

APPLICANT REQUESTS: correction of his DD Form 214 (Certificate of Release or Discharge from Active Duty) to reflect the social security number (SSN) shown on the social security card he was issued on 11 May 2015.

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

- DD Form 149 (Application for Correction of Military Record), 21 February 2023
- DD Form 214, 18 December 1974
- VA Form 7769-1, Certificate of Eligibility
- Social security card
- 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, in effect, his SSN is incorrectly entered on his DD Form 214. He needs it changed for a Department of Veterans Affairs (VA) home loan guaranty.
3. He provides a copy of his social security card and Driver's License.
4. A review of the applicant's service records shows all the documents, including but not limited to those listed below, show the SSN the applicant states is incorrect:
 - DD Form 4 (Enlistment Contract - Armed Forces of the United States), 28 January 1974
 - Special Orders (SO) Number 19, Armed Forces Examining and Entrance Station, 28 January 1974
 - VA Form 29-8286 (Servicemen's Group Life Insurance Election), 1 February 1974
 - Armed Forces Fingerprint Card, 1 February 1974

- DA Form 873 (Certificate of Clearance and/or Security Determination), 24 September 1974
- SO Number 342, U.S. Army Europe and Seventh Army, 8 December 1975
- DD Form 214, 18 December 1975

BOARD DISCUSSION:

1. After reviewing the application, all supporting documents, and the evidence found within the military record, the Board found relief is not warranted.

2. The Board found the applicant served exclusively under the SSN he states is incorrect. The Board found insufficient evidence of mitigating circumstances that would be a basis for changing an entry on the applicant’s DD Form 214 that accurately reflects the information available at the time the form was completed. The Board determined the SSN recorded on the applicant’s DD Form 214 should not be changed.

3. The applicant is advised that a copy of these proceedings will be filed in his Official Military Personnel File, which will serve to explain the difference between the SSN in his record and the SSN shown on his social security card.

BOARD VOTE:

<u>Mbr 1</u>	<u>Mbr 2</u>	<u>Mbr 3</u>	
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:	:	:	GRANT FULL RELIEF
:	:	:	GRANT PARTIAL RELIEF
:	:	:	GRANT FORMAL HEARING
■	■	■	DENY APPLICATION

BOARD DETERMINATION/RECOMMENDATION:

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 for correction of the records of the individual concerned.

8/18/2024

X [REDACTED]

CHAIRPERSON
[REDACTED]

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 the policies and procedures for correction of military records by the Secretary of the Army acting through the ABCMR. 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 (Separations Documents), in effect at the time (1972), prescribed the separation documents that would be furnished each individual who is separated from the Army. It established standardized procedures for the preparation and distribution of these documents. All available records would be used as a basis for the preparation of the DD Form 214, including DA Form 20, and orders.
 - a. A DD Form 214 would be furnished at the time of separation to each member of the Regular Army.
 - b. In item 3 (SSN), transcribe social security number from DA Form 2139 (Military Pay Voucher).

//NOTHING FOLLOWS//