

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 5 April 2024

DOCKET NUMBER: AR20230009976

APPLICANT REQUESTS: award of the Inherent Resolve Campaign Medal and correction of his DD Form 214 (Certificate of Release or Discharge from Active Duty), ending 1 April 2016, to add this award.

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

- DD Form 149 (Application for Correction of Military Record)
- DD Form 214 (Certificate of Release or Discharge from Active Duty), 1 April 2016

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:

a. On 23 August 2014, his unit deployed from Camp Buehring, Kuwait to Baghdad, Iraq, in support of the fight against ISIS. They were later told the operation was to be named Operation Inherent Resolve. On 4 April 2016, he was discharged from the military. On 30 March 2016, the Inherent Resolve Campaign Medal was established; however, it was never awarded the campaign medal.

b. He believes he should be awarded the Inherent Resolve Campaign Medal because he meets the criteria for the award. The only thing that prevented him from receiving the award was his expiration of term of service (ETS). When his kids grow up and they want to see his dress uniform, he wants to be able to tell them that this medal was for serving in Iraq in 2014 in support of Operation Inherent Resolve.

3. He enlisted in the Regular Army on 4 September 2012 for a period of three (3) years and 17 weeks.

4. Headquarters, 1st Infantry Division orders RY-085-1326, dated 26 March 2014, show the applicant was deployed in a Temporary Change of Station (TCS) status to Camp Buehring, Kuwait in support of Operation Enduring Freedom (Spartan Shield), with a proceed date of 24 June 2014, not to exceed 270 days.

5. Headquarters, 1st Infantry Division orders RY-085-1326 (A1), dated 28 August 2014, show Orders RY-085-1326 were amended to add "Solider will also perform duty at Iraq."

6. The applicant was honorably released from active duty on 1 April 2016 after completing 3 years, 6 months, and 28 days of net active service this period. His DD Form 214 contains the following entries and/or information:

a. Item 13 (Decorations, Medals, Badges, Citations and Campaign Ribbons Awarded or Authorized):

- Army Commendation Medal
- Army Good Conduct Medal
- National Defense Service Medal
- Global War on Terrorism Expeditionary Medal
- Global War on Terrorism Service Medal
- Noncommissioned Officer Professional Development Ribbon
- Army Service Ribbon

b. Item 18 (Remarks): "SERVED IN DESIGNATED IMMINENT DANGER PAY AREA // SERVICE IN IRAQ FROM 23 AUGUST 2014 THROUGH 23 DECEMBER 2014"

7. Army Regulation 600-8-22 (Military Awards), prescribes Army policy, criteria, and administrative instructions concerning individual and unit military awards. The goal of the total Army awards program is to foster mission accomplishment by recognizing excellence of both military and civilian members of the force and motivating them to high levels of performance and service.

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 in the area of eligibility during the period authorized award of the Inherent Resolve Campaign Medal.

BOARD VOTE:

Mbr 1 Mbr 2 Mbr 3

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:	:	:	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 Inherent Resolve Campaign Medal to Item 13 (Decorations, Medals, Badges, Citations and Campaign Ribbons Awarded or Authorized).

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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.

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), prescribes Army policy, criteria, and administrative instructions concerning individual and unit military awards.

a. Paragraph 2-19b states, individuals authorized the Inherent Resolve Campaign Medal (IRCM) must have served in direct support of Operation INHERENT RESOLVE (OIR). The AOE encompasses the land area of the countries of Iraq and Syria, the contiguous waters of each extending out to 12 nautical miles and the air space above the land area and contiguous waters. The IRCM period of eligibility is on or after 15 June 2014 and before a terminal date to be prescribed by the SECDEF, under regulations to be prescribed by the SECDEF, or under regulation to be prescribed by the Secretary of Transportation with respect to the Coast Guard when it is not operating as a service in the Navy.

b. Paragraph 2-19c. Servicemembers must have been assigned, attached, or mobilized for 30 days (consecutive or nonconsecutive) to a unit operating in the AOE, or meet one of the following criteria:

(1) Was engaged in combat during an armed engagement in the AOE.

(2) While participating in an operation or on official duties, was killed, wounded, or injured, and medically evacuated from the AOE.

(3) While participating as a regularly assigned air crewmember flying sorties into, out of, within, or over the AOE in direct support of the military operations; each day of operations counts as 1 day of eligibility.

//NOTHING FOLLOWS//