

IN THE CASE OF: [REDACTED]

BOARD DATE: 24 April 2024

DOCKET NUMBER: AR20230010483

APPLICANT REQUESTS: correction of his records to show his primary military occupational specialty (MOS) as 31M (Multichannel Communications Equipment Operator) vice 71R (Broadcast Journalist).

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)
- DD Form 214 (Report of Separation from Active Duty) for the period ending 22 August 1978

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 was trained as a multichannel communications equipment operator in MOS 31M and was later awarded MOS 71R. He changed his MOS to reenter military service as a broadcast journalist or as a commissioned officer, but he never did because he went back to college to finish the last 2 years of his baccalaureate degree. He would like his records corrected to show his original MOS of 31M. He ended up working as a Department of the Army civilian and he retired in the grade of GS-09.
3. He enlisted in the Regular Army on 2 September 1975.
4. Headquarters, U.S. Army Signal Center and Fort Gordon, Special Orders Number 38 Extract, 25 February 1976, awarded him primary MOS 31M effective 11 March 1976 upon completion of advanced individual training.
5. Headquarters, 9th Infantry Division and Fort Lewis, Orders 29-70, 7 February 1977, awarded him secondary MOS 71R effective 24 January 1977.

6. U.S. Army Regional Personnel Center Frankfurt Orders 31-29, 31 January 1978, promoted him to sergeant/E-5 in MOS 31M effective 1 February 1978.
7. Headquarters, U.S. Army Training Center and Fort Dix, Orders 234-204, 22 August 1978, released him from active-duty effective 22 August 1978 and transferred him to the U.S. Army Reserve in MOS 31M.
8. Item 6 (Military Occupational Specialties) of his DA Form 2-1 (Personnel Qualification Record – Part II) shows he was awarded MOS 31M effective 11 March 1976 and MOS 71R effective 1 March 1977.
9. He was honorably released from active duty on 22 August 1978. Item 16a (Primary Specialty Number and Title) of his DD Form 214 shows his primary MOS as 31M2O and item 17a (Secondary Specialty Number and Title) shows his secondary MOS as 71R2O.
10. U.S. Army Reserve Components Personnel and Administration Center Orders 12-10509, 11 December 1980, awarded him primary MOS 71R and secondary MOS 31M effective 11 December 1980.

BOARD DISCUSSION:

1. After reviewing the application, all supporting documents, and the evidence found within the applicant's military records, 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 the applicant's DD Form 214 accurately reflects block 16a (Primary Specialty Number and Title) 31M (Multichannel Communications Equipment Operator and in block 17a (Secondary Specialty Number and Title)-71R (Broadcast Journalist).
2. The Board noted the applicant's DD Form 214 releasing him from active duty shows his primary MOS as 31M2O and item 17a (Secondary Specialty Number and Title) shows his secondary MOS as 71R2O. However, evidence shows USARC by orders awarded the applicant's primary MOS as 71R with his secondary MOS 31M effective 11 December 1980 after his release from active duty. The Board determined there is insufficient evidence that warrants the correction of his records to show his primary military occupational specialty (MOS) as 31M (Multichannel Communications Equipment Operator) vice 71R (Broadcast Journalist).

3. However, 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:

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

BOARD DETERMINATION/RECOMMENDATION:

In addition to the administrative notes annotated by the Analyst of Record (below the signature), the Board determined the evidence presented is sufficient to warrant a recommendation for relief. As a result, the Board recommends that all Department of Army records of the individual concerned be corrected by awarding him the Army Good Conduct Medal (1st Award) for exemplary service from 2 September 1975 to 22 August 1978 and adding the medal to his DD Form 214 for the period ending 22 August 1978.

5/6/2024

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.

ADMINISTRATIVE NOTES:

A review of the applicant's records shows he is authorized additional awards not annotated on his DD Form 214 for the period ending 22 August 1978. As a result, amend his DD Form 214 by adding the National Defense Service Medal.

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 635-5 (Separation Documents), effective 15 March 1978 and in effect at the time, prescribed the separation documents which are prepared for individuals upon retirement, discharge, or release from active military service. The DD Form 214 is a summary of a Soldier's most recent period of continuous active duty. It provides a brief, clear-cut record of active-duty service at the time of release from active duty, retirement, or discharge. The detailed instructions stated for:

a. item 16a (Primary Specialty Number and Title), enter the MOS code number, title, and date of award. In addition, enter the latest primary MOS evaluation/Skill Qualification Test Score/Reenlistment Qualification Test Score and date of score; and

b. item 17a (Secondary Specialty Number and Title), enter the MOS code, title, and date of award. An evaluation score for the secondary MOS is not required.

//NOTHING FOLLOWS//