

IN THE CASE OF: [REDACTED]

BOARD DATE: 13 June 2024

DOCKET NUMBER: AR20230010887

APPLICANT REQUESTS: correction of his retirement points to reflect inclusion of service for points only performed for the retirement periods covering August – September 2022 for the Retirement Year Ending (RYE) 13 November 2022.

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

- DD Form 149 (Application for Correction of Military Record)
- DA Form 1380 (Record of Individual Performance of Reserve Duty Training), 16 August 2022
- DA Form 1380, 6 October 2022

FACTS:

1. The applicant states, in pertinent part, he performed duties that he was not credited for due to the activation of the Integrated Personnel and Pay System – Army (IPPS-A). His unit was unable to process his forms and recommended he send his request to the Army Review Boards Agency (ARBA).

2. A review of the applicant's available service record reflects the following:

a. On 25 October 1988, he enlisted in [REDACTED] Army National Guard ([REDACTED] ARNG).

b. On 31 October 2005, the Office of the Adjutant General, Joint Force Headquarters issued Orders Number 304-999 honorably discharging him from the ARNG and as a Reserve of the Army to accept appointment as a commissioned/warrant officer, effective 17 November 2005.

c. National Guard Bureau (NGB) Form 22 (Report of Separation and Record of Service), dated 17 November 2005, shows an honorable discharge from the [REDACTED] ARNG to accept appointment as a commissioned/warrant officer with service from 25 October 1988 to 17 November 2005 for a net service this period of 17 years and 23 days.

d. NGB Form 337 (Oaths of Office) shows he was appointed as a warrant officer with the [REDACTED] ARNG and executed an oath of office.

e. On 31 January 2006, the NGB issued Special Orders Number 30 AR federally recognizing his position as a warrant officer with the ARNG with a retroactive effective date of 18 November 2005.

f. On 18 July 2006, he was appointed as a Reserve warrant officer and executed an oath of office.

g. On 26 June 2008, he was appointed as a Reserve warrant officer and executed an oath of office.

h. NGB Form 22, dated 11 February 2013 reflects an honorable release from the [REDACTED] ARNG for completion of 20 years of service, active or inactive and transfer to the Retired Reserve with service from 18 November 2005 to 11 February 2013 for a net service this period of 22 years, 3 months, and 26 days.

i. On 14 February 2013, the Office of the Adjutant General, Joint Force Headquarters issued Orders Number 045-1010 honorably releasing him from the ARNG with reassignment to the Retired Reserve terminating his Federal Recognition with a retroactive effective date of 11 February 2013.

j. On 28 June 2013, HRC issued Orders Number C-06-309347 releasing him from the Retired Reserve and assigning him to the U.S. Army Reserve (USAR) Control Group (Reinforcement) on a voluntary request with a retroactive effective date of 27 June 2013.

k. On 14 August 2013:

(1) He was appointed as a Reserve warrant officer and executed an oath of office.

(2) NGB Form 337 shows he was appointed as a warrant officer with the [REDACTED] Army National Guard ([REDACTED] ARNG) and executed an oath of office.

l. On 21 August 2013, the State [REDACTED] Joint Force Headquarters issued Orders Number 233-936 appointing him as a Chief Warrant Officer 3 (CW3) in the ARNG with a retroactive effective date of 14 August 2013.

m. On 26 September 2014, the NGB issued Special Orders Number 268 AR for Federal Recognition as a CW3 transfer from the USAR to the [REDACTED] ARNG with a retroactive effective date of 14 August 2013.

n. NGB Form 22, dated 30 June 2017 reflects an honorable release from the [REDACTED] ARNG for completion of 20 years service, active or inactive and transfer to the Retired Reserve with service from 14 August 2013 to 30 June 2017 for a net service this period of 3 years, 10 months, and 17 days.

o. On 11 July 2017, the State [REDACTED] Department of Public Safety, Joint Force Headquarters, issued Orders Number 192-895 honorably releasing him from the ARNG and transferred him to the Retired Reserve with a retroactive effective date of 30 June 2017.

p. On 5 March 2019, HRC issued Orders Number C-03-902897 releasing him from the Retired Reserve and assigning him to the USAR Control Group (Reinforcement) on a voluntary request, effective 11 March 2019.

q. DA Form 5016 (Retirement Accounting Statement), dated 12 September 2023 shows for the RYE 13 November 2022, the applicant earned 3 Inactive Duty Training (IDT) points, 4 membership points, and 6 Active Duty Training (ADT) points, totaling 13 total points creditable.

r. He continues service with the USAR.

3. The applicant provides the following:

a. DA Form 1380, dated 16 August 2022 showing the applicant completed administrative tasks and team meetings on 2 and 12 August 2022, for 4 hours each, and on 16 August for 8 hours, totaling 4 retirement points.

b. DA Form 1380, dated 6 October 2022 showing the applicant completed physical training, readiness tasks, and team meetings on 8 and 30 September 2022 for 4 hours each, and on 11 September 2022, he conducted mandatory training for 8 hours, totaling 4 retirement points.

4. On 19 March 2024, the Chief, Soldier Programs Branch, U.S. Army Reserve Command (USARC), provided an advisory opinion recommending approval of the applicant's request stating, in effect, they reviewed the applicant's documents and determined he should be awarded eight (8) points based off Army Regulation (AR) 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records). The DA Forms 1380 were not processed due to IPPS-A coming online. A favorable decision by ARBA would allow the Readiness Division to process these forms. Full administrative relief granted.

5. On 14 May 2024, the applicant was provided with a copy of the advisory opinion to provide a response. As of 29 May 2024, he did not respond.

BOARD DISCUSSION:

1. After reviewing the application, all supporting documents, and the evidence found within the military record, the Board found relief is warranted.
2. The Board concurred with the conclusion of the advisory official that the applicant did not receive credit for duty he performed due to circumstances beyond his control. The Board determined the applicant's record should be corrected by processing the DA Forms 1380 he provided with his application and updating his retirement points accordingly.

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 processing the DA Forms 1380 he provided in support of his application and updating his retirement points accordingly.

12/9/2024

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.

REFERENCE:

AR 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records), paragraph 3-3 (DA Form 1380) provides that the DA Form 1380 is utilized to record IDT performed by non-unit Soldiers under the jurisdiction of HRC who are attached for retirement points only to USAR Troop Program Units, Army National Guard units, or to another service or component for training. Only attached Soldiers are authorized to perform IDT with the exception of one annual physical health assessment each for medical and dental readiness when authorized by the command prior to the event.

a. Nonpaid DA Forms 1380 will not be entered into ADARS and will be forwarded to HRC for award of retirement points no later than the end of each duty month.

b. With regard to awarding of retirement points for IDT (Four-Hour Rule), Service Members will be awarded one point for each 4-hour period of IDT duty performed. Maximum of two points per calendar day applies to IDT duty. Duty must be 8 hours in duration to receive two points per day.

//NOTHING FOLLOWS//