

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 17 May 2024

DOCKET NUMBER: AR20230011306

APPLICANT REQUESTS: correction of his DD Form 214 (Armed Forces of the United States Report of Transfer or Discharge) to show award of:

- two overseas service bars
- Army Reserve Components Overseas Training Ribbon (ARCOTR)

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

- Two DD Forms 149 (Application for Correction of Military Record)
- DD Form 214, for the period ending 24 September 1970
- Certificate of Appreciation, 25 November 2004
- 3-Star note, 1 December 2004
- 2-Star note, 5 January 2005

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's records contain sufficient evidence to support additional awards not reflected on his DD Form 214 and will be listed in the administrative notes section below. The Board will consider award of the ARCOTR.
3. The applicant states:
  - a. The applicable regulation authorizes one overseas service bar for each 6-month period of active Federal service as a member of the U.S. serving in Vietnam from 1 July 1958 to 28 March 1973. The month of arrival to and departure from Vietnam are counted as whole months for credit toward the overseas service bar. He entered Vietnam on 18 March 1968 and left on 17 February 1969 due to a death in his immediate family.

b. The ARCOTR is awarded for completion of 10 or more consecutive duty days of active duty training (ADT) on foreign soil. He attended ADT as commanding officer of the 38th Ordnance Group from 25 October to 26 November 2004 during U.S. States European Command Flexible Leader 05.

3. The applicant enlisted in the Regular Army on 25 September 1967.

4. He served in the Republic of Vietnam from 18 March 1968 to 17 February 1969. He was assigned to the 147th Field Service Company from 22 March 1968 to 31 August 1968 and U.S. Army Depot Cam Ranh (Company C, Troop Command Provisional) from 1 September 1968 to 17 February 1969.

5. On 24 September 1970, he was released from active duty upon the expiration of his term of service. His DD Form 214 shows he was awarded or authorized:

- National Defense Service Medal
- Vietnam Service Medal
- Republic of Vietnam Campaign with Device (1960)
- One Overseas Bar
- Good Conduct Medal
- Expert Marksmanship Qualification Badge with Rifle Bar

6. On 24 April 1976, he was appointed as a Reserve Commissioned Officer of the Army.

7. The applicant provides:

a. Certificate of Appreciation for his professionalism and dedication to Flexible Leader 05 from 25 October to 26 November 2004, Kelley Barracks, Stuttgart, Germany.

b. 3-star note, dated 1 December 2004, expressing gratitude for the outstanding work of the Soldiers of the 38th Ordnance Group who deployed to Kelley Barracks, Germany in order to conduct the duties of the commandant/mayoral cell.

c. 2-star note, dated 5 January 2005, forwarding a Letter of Appreciation expressing gratitude for the outstanding work provided by the applicant and the Soldiers of the 38th Ordnance Group while conducting commandant/mayoral cell duties for Flexible Leader 05.

8. By regulation, for Vietnam service, one overseas service bar was authorized for each period of 6 months active Federal service as a member of a U.S. Service in Vietnam from 1 July 1958 to 28 March 1973. Both the month of arrival and the month of

departure from Vietnam were counted as whole months for credit toward the overseas service bar.

9. Also by regulation, the ARCOTR is awarded to members of the Reserve Components of the Army for successful completion of annual training (AT) or ADT for a period of not less than 10 consecutive duty days on foreign soil

**BOARD DISCUSSION:**

After reviewing the application, all supporting documents, and the evidence found within the military record, the Board found that relief was warranted. The Board carefully considered the applicant's record of service, documents submitted in support of the petition and executed a comprehensive review based on law, policy, and regulation. Upon review of the applicant's petition and available military records, the Board determined there was sufficient evidence, including his service in Vietnam from 18 March 1968 to 17 February 1969 for the two overseas service bars (Corrected in the Administrative Note below). Additionally, the applicant's record contains a Certificate of Appreciation and letter of gratitude for his support to FLEXIBLE LEADER 05 from 25 October 2004 to 26 November 2004, a period exceeding 2 weeks in Germany for authorization of the Army Reserve Components Overseas Training Ribbon (ARCOTR). Based on this, the Board granted relief to correct the applicant's record to reflect award of the ARCOTR and two overseas service bars.

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 Army records of the individual concerned be corrected by amending his DD Form 214, for the period ending 24 September 1970 to show award of the Army Reserve Components Overseas Training Ribbon.

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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.

ADMINISTRATIVE NOTE(S):

A review of the applicant's service records show he is authorized additional awards not annotated on his DD Form 214, for the period ending 24 September 1970. As a result, amend his DD Form 214 by:

- a. Deleting: one overseas service bar;
- b. Adding:
  - two overseas service bars
  - four bronze service stars to his previously issued Vietnam Service Medal
  - Republic of Vietnam Gallantry Cross with Palm Unit Citation
  - Expert Marksmanship Qualification Badge with Rifle Bar (M-16)
  - Expert Marksmanship Qualification Badge with Rifle Bar (M-14)

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 670-1 (Uniforms and Insignia) governs the requirements for the Overseas Service Bar. It states a bar is authorized for wear for each period of active Federal service as a member of the U.S. Army outside of the continental limits of the United States for the specific time frames and areas of operation cited in Army Regulation 670-1 or appropriate Department of the Army message. There are special provisions regarding authorization for the Overseas Service Bar for service in a hostile fire zone and for combining service to calculate award of the bars. For Vietnam service, one overseas service bar was authorized for each period of 6 months active Federal service as a member of a U.S. Service in Vietnam from 1 July 1958 to 28 March 1973. Both the month of arrival and the month of departure from Vietnam were counted as whole months for credit toward the overseas service bar.

3. Army Regulation 600-8-22 (Military Awards) states the ARCOTR is awarded to members of the Reserve Components of the Army for successful completion of annual training (AT) or ADT for a period of not less than 10 consecutive duty days on foreign soil. The ARCOTR may be awarded retroactively to those personnel who successfully completed AT or ADT on foreign soil in a Reserve status prior to 11 July 1984 provided they had an active status on or after 11 July 1984. Numerals will be used to denote second and subsequent awards of the ARCOTR.

4. Army Regulation 600-8-22 contains the regulatory guidance for the Vietnam Service Medal. It states that a bronze service star is authorized with this award for each Vietnam campaign a member is credited with participating in. Appendix B shows that during his service in the Republic of Vietnam, participation credit was awarded for the following four campaigns:

- TET Counteroffensive
- Vietnam Counteroffensive, Phase IV
- Vietnam Counteroffensive, Phase V
- Vietnam Counteroffensive, Phase VI

5. Department of the Army General Orders Number 8, dated 1974, awarded the Republic of Vietnam Gallantry Cross with Palm Unit Citation to Headquarters, U.S. Military Assistance Command, and its subordinate units during the period

8 February 1962 to 28 March 1973 and to Headquarters, U.S. Army Vietnam, and its subordinate units during the period 20 July 1965 to 28 March 1973.

//NOTHING FOLLOWS//