

IN THE CASE OF: ██████████

BOARD DATE: 14 June 2024

DOCKET NUMBER: AR20230011759

APPLICANT REQUESTS: correction of his DD Form 214 (Armed Forces of the United States Report of Transfer or Discharge) for the period ending 27 January 1966 to show in:

- item 9 (Marital Status): Married vice Single
- item 10a (Highest Civilian Education Level Attained): Grammar School 6th Grade vice High School 11th Grade
- item 19c (Date of Entry): 19 November 1963 vice 19 November 1965

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

- DD Form 149 (Application for Correction of Military Record)
- DD Form 4 (Enlisted Record – Armed Forces of the United States), 19 November 1965
- DA Form 20 (Enlisted Qualification Record), 24 November 1965
- DD Form 214, 27 January 1966
- Letter, National Personnel Records Center (NPRC), 21 February 2022
- Standard Form (SF) 1801 (Request Pertaining to Military Records), 11 March 2022
- Letter, NPRC, 2 August 2023

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 some of the information on his DD Form 214 is incorrect and he would like it corrected.
3. The applicant provides:

a. A letter from NPRC dated 21 February 2022, which states the NPRC provided the applicant with his separation documents.

b. SF 180 dated 11 March 2022, wherein he requests that his DD Form 214 be corrected. Item 5 (Service, Past and Present) shows he entered active duty on 19 November 1963.

c. A letter from NPRC to the applicant, dated 2 August 2023, which states the NPRC has no authority to review and approve amendments or corrections to military records, and informed the applicant that they were forwarding his completed DD Form 149 to the Army Review Boards Agency.

4. A review of the applicant's service record shows:

a. He enlisted in the Regular Army on 19 November 1965. This form shows in:

- Item 8 (Dated Enlisted): 19 November 1965
- Item 9 (For Service In): Regular Army Initial Enlistment
- Item 22 (Marital Status): Divorced
- Item 24a (Grammar):
  - Years – 8
  - Graduated – Yes
- Item 24b (High School):
  - Years – 3
  - Graduated – No
- Item 32 (Prior Service): None
- Item 35 (Total Service): Active None, Inactive None

b. DA Form 20 (Enlisted Qualification Record) shows:

- Item 10 (Marital Status): S (Single)
- Item 11 (Enlisted, Inducted, Reenlisted, Extended, and/or OAD): Effective date, 19 November 1965
- Item 32 (Civilian Education): Degree and/or Major Subject – 11 years

c. He was honorably discharged on 27 January 1966, by reason of physical disability. His DD Form 214 shows in:

- Item 9 (Marital Status): Single

- Item 10a (Highest Civilian Education Level Attained): High School 11th Grade.
- Item 19c (Date of Entry): 19 November 1965
- Item 24a (1) (Net Service This Period): 2 months and 9 days
- Item 24b (Total Active Service): 2 months and 9 days

#### BOARD DISCUSSION:

1. After reviewing the application and all supporting documents, 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 review based on law, policy, and regulation. Upon review of the applicant's petition and available military records, the Board determined the administrative corrections the applicant requested were unsupported by evidence to grant relief. Specifically, the Board noted the applicant's Enlisted Qualification Record created upon his enlistment indicated he was single, not married and that his civilian education included 11 years of completed education. Therefore, the Board deemed there to be no error or injustice and denied relief.

2. As it pertains to the applicant's request to amend his date of entry to reflect 1963 vice 1965, the Board also found not evidence to support this request. The applicant's enlistment record indicates the date of enlisted as 19 November 1965 and that of his initial enlistment. There is no existing record prior to 19 November 1965 to show the applicant enlisted prior to the date on his enlistment record. Therefore, the Board deemed there to be no error or injustice and denied relief.

BOARD VOTE:

Mbr 1      Mbr 2      Mbr 3

:	:	:	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.

7/1/2024

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.

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 (Personnel Separation – Separation Documents), in effect at the time, established the standardized procedures for the preparation and distribution of these documents. It stated for:
  - a. Item 9 (Marital Status), enter from DA Form 20 (Enlisted Qualification Record).
  - b. Item 10a (Highest Civilian Education Level Attained), enter from DA Form 20.
  - c. Item 19c (Date of Entry), for enlisted personnel, enter date entered on active duty or date of enlistment or reenlistment accomplished. If the service record of an enlisted member of the Regular Army indicates that he was discharged from previous enlistment or enlistments and immediately reenlisted without being furnished a DD Form 214, the date to be entered in this item will be the earliest date not previously covered by a DD Form 214.

//NOTHING FOLLOWS//