

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 15 May 2024

DOCKET NUMBER: AR20230011980

APPLICANT REQUESTS: correction of item 12b (Separation Date This Period) of his DD Form 214 (Certificate of Release or Discharge from Active Duty) for the period ending 18 August 2020 to reflect 18 August 2022 and Orders 229-0201, dated 17 August 2022 to show his date of release from active duty as 19 August 2022 vice 19 August 2020.

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

- DD Form 149 (Application for Correction of Military Record)
- Orders 9231075 Enlistment in active duty
- Leave and Earnings Statement (LES) 1-31 July 2020
- DD Form 214
- DD Form 2648 (Service Member Pre-Separation Transition Counseling and Career Readiness Standard E-Form)

FACTS:

1. The applicant states he is requesting a correction to his record of service separation date this period. The correct date is 18 August 2022 vice 18 August 2020. His DD Form 214 displays an incorrect record of service.
2. The applicant provides the following documents:
 - a. Orders 9231075, published by Military Entrance Processing Station, dated 12 August 2019 which show the applicant enlisted on active duty in the Regular Army with a reporting date of 19 August 2019 for a period of 3 years.
 - b. LES for the period of 1-31 July 2020 shows his expiration term of service as 18 August 2022.
 - c. DD Form 2648 was initiated on 14 July 2021 and shows the anticipated separation date of the applicant as 19 August 2022.
3. The applicant's service record contains the following documents:

- a. DD Form 214, shows the applicant was in the U.S. Marine Corps from 13 July 2015 through 12 July 2019. He had completed 4 years of net active duty service.
- b. DD Form 4 (Enlistment/Reenlistment Document Armed Forces of the United States), dated 19 August 2019 shows the applicant enlisted in the Regular Army for a period of 3 years.
- c. Orders 229-0201, published by Headquarters, 101st Airborne Division (Air Assault and Fort Campbell), dated 17 August 2022 show the applicant was to report to the transition point on 18 August 2022 and would be released from active duty on 18 August 2020 [sic].
- d. DD Form 214 shows the applicant entered active duty in the Army on 14 April 2015 [sic] and was honorably released from active duty on 18 August 2020. He had completed 3 years of active-duty service with 4 years of prior active-duty service. Additionally, it reflects in item 18 (Remarks) "Service in Poland 20200628 – 20210420", which is after his separation date of 18 August 2020.
- e. Note: The applicant's DD Form 214 for the period ending 18 August 2020, item 12a (Date Entered AD this Period) will be administratively corrected without Board action to show 19 August 2019 (the date on his DD Form 4) vice 14 April 2015, since this is an administration error due to the fact he was in the USMC at that time.

BOARD DISCUSSION:

1. 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 and standard review based on law, policy and regulation. Upon a thorough review of the applicant's petition and supporting military records, the Board determined that sufficient evidence exists to correct Orders 229-0201, dated 17 August 2022. Specifically, the applicant's date of release from active duty should be amended to reflect 18 August 2022. As a result of this correction, the applicant's DD Form 214 requires an update to Item 12b (Separation Date This Period). The current DD Form 214 incorrectly lists 18 August 2020, which does not align with the corrected orders. Item 12b should be revised to reflect the accurate separation date of 18 August 2022.
2. The Board further noted that Item 12c (Net Active Service This Period) is correctly stated as 3 years, which corresponds to the applicant's period of active service from 18 August 2019 to 18 August 2022. Based on the totality of the evidence, the Board granted relief to correct the applicant's orders and item 12b of his DD Form 214.
3. Prior to closing the case, the Board did ~~note~~ the analyst of record administrative notes below, and recommended the correction is completed to more accurately depict the military service of the applicant.

BOARD VOTE:

<u>Mbr 1</u>	<u>Mbr 2</u>	<u>Mbr 3</u>	
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:XXX	:XXX	:XXX	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 the Army records of the individual concerned be corrected by showing in item 12b (Separation Date This Period) of his DD Form 214 to show 18 August 2022.

X //SIGNED//

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 MATTERS

Correct item 12a (Date Entered Active Duty This Period) of the applicant's DD Form 214 to read "2019 08 19" vice "2015 04 14". His DD Form 4 shows he enlisted in the Regular Army on 19 August 2019.

REFERENCES:

Army Regulation 635-8 (Separation Processing and Documents) prescribes the transition processing function of the military personnel system. It states:

- a. Use the following documents when preparing a DD Form 214:
 - Servicemember's record brief
 - Separation approval documents, if applicable
 - Separation order
 - Any other document authorized for filing in the Army Military Human Resource Record
- b. Block 12b: (Separation Date this Period) list the Soldier's transition date. This date may not be the contractual date if the Soldier was separated early, voluntarily extends, is extended to make up lost time, or is retained on active duty for the convenience of the Government.

//NOTHING FOLLOWS//