

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 1 May 2024

DOCKET NUMBER: AR20230012041

APPLICANT REQUESTS: correction of his DD Form 214 (Certificate of Release or Discharge from Active Duty) to show the:

- Army Reserve Components Achievement Medal (1st Award)
- Drivers Badge
- Meritorious Unit Commendation
- Global War on Terrorism Service Medal
- Overseas Service Bar
- Shoulder Sleeve Insignia - Military Operations in Hostile Conditions (SSI-MOHC) (formerly known as Shoulder Sleeve Insignia -Former War Time Service (SSI-FWTS))

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

- DD Form 149 (Application for Correction of Military Record)
- Memorandum for Distribution, subject: Army Reserve Components Achievement Medal (1st Award)
- Memorandum for Commander, Headquarters Support Company, 368th Engineer Combat Battalion (Heavy) APO AE 09366-0000, subject: Award of Driver's Badge for the applicant
- Amended Orders A-04-020-0512, Headquarters, 94th Regional Readiness Command
- Operation Noble Eagle/Enduring Freedom/Iraqi Freedom Deployment Roster
- DD Form 214
- Memorandum for Record, subject: Meritorious Unit Commendation (MUC)
- MUC Certificate
- Memorandum for See Distribution, subject: Award of the Global War on Terrorism Service Medal
- Memorandum for See Distribution, subject: Overseas Service Bar
- Memorandum for See Distribution, subject: SSI – MOHC (formerly known as SSI – FWTS)

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 noticed decorations and awards were missing from his DD Form 214 when filling for benefits.
3. The Board will only consider the applicant's request for the Driver's Badge.
 - a. A review of his Interactive Personnel Electronic Records Management System (IPERMS) Record show he is authorized the Army Reserve Components Achievement Medal (1st Award); the Meritorious Unit Commendation, and the Global War on Terrorism Service Medal, which are not listed on his DD Form 214. As such, his DD Form 214 will be administratively corrected without action by the Board to these awards.
 - b. The Overseas Service Bar and Shoulder Sleeve Insignia are not awards, they are items of uniform wear, as such, they are not entered on the DD Form 214.
4. The applicant enlisted in the United States Army Reserve on 13 September 2000 for 8 years. He completed service in Kuwait/Iraq from 13 April 2003 to 6 March 2004.
4. The applicant provided the following memorandum published prior to his discharge:
 - a. Memorandum, subject: Army Reserve Components Achievement Medal (1st Award), dated 15 October 2002, awarded for the period 13 September 2000 through 13 September 2003.
 - b. Memorandum, subject: Award of Army Driver's Badge, as prescribed by AR 600-8-22 dated 16 October 2003. However, this memorandum does not specify the type of vehicle for which the badge was authorized.
5. On 9 April 2004, he was discharged under the provision of Army Regulation 635-200, chapter 4, due to completion of required active service. He completed 1 year, 2 months, and 3 days of net active service this period. His DD Form 214 also shows in:
 - a. Item 12f (Foreign Service), "0000 10 24"
 - b. Item 13 (Decorations, Medals, Badges, Citations and Campaign Ribbons Awarded or Authorized):

- Army Commendation Medal
- National Defense Service Medal
- Armed Forces Reserve Medal with M Device
- Army Service Ribbon

c. Item 18 (Remarks) Service in Kuwait/Iraq from 11 April 2003 – 6 March 2004 (Immanent Danger Pay Area); [he served with Headquarters Support Command (HSC), 368th Engineer Combat Battalion (H)].

6. The applicant provides a memorandum for record, dated 5 November 2004, stating the 368th Engineer Battalion, while assigned to 111th Engineer Group, was awarded the Meritorious Unit Commendation for the period 16 May 03 through 16 November 2003 by General Orders 207-03.

7. The applicant's submissions were provided to the Board in their entirety.

8. The Army General Orders Unit Award Index shows the 111th Engineer Group to include the 368th Engineer Battalion was awarded the Meritorious Unit Commendation for the period 16 May 03 through 16 November 2003 in General Orders 207-03.

9. The Driver and Mechanic Badge. Component bars are authorized only for the following types of vehicles and/or qualifications:

- Driver-W (for wheeled vehicles)
- Driver-T (for tracked vehicles)
- Driver-M (for motorcycles)
- Driver-A (for amphibious vehicles)
- Mechanic (for automotive or allied vehicles)
- Operator-S (for special mechanical equipment)

BOARD DISCUSSION:

1. After reviewing the application, all supporting documents, and the evidence found within the military record, 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. One potential outcome was to grant relief awarding the applicant the drivers badge even though he provided no type of vehicle. However, upon review of the applicant's petition and available military records the Board determined there is insufficient evidence to support the applicant's contentions for annotation of the Driver's Badge on his DD Form 214. The Board recognized the applicant's memorandum from his commander for award of the driver's badge, however, it is absent essential

information regarding the types of vehicles and/or qualifications: Therefore, the Board denied relief.

2. The Board agreed per regulatory guidance the applicant’s contentions for his Shoulder Sleeve Insignia - Military Operations in Hostile Conditions (SSI-MOHC) (formerly known as Shoulder Sleeve Insignia -Former War Time Service (SSI-FWTS)) no provisions for entering the shoulder sleeve insignia for former wartime service on the DD Form 214 as it is an item of uniform wear and not an award or decoration.

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>	
:	:	:	GRANT FULL RELIEF
█	:	:	GRANT PARTIAL RELIEF
:	:	:	GRANT FORMAL HEARING
:	█	█	DENY APPLICATION

BOARD DETERMINATION/RECOMMENDATION:

Except for the correction addressed in Administrative Note(s) below, the Board found 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.



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):

Administratively correct the applicant's DD Form 214, ending 9 April 2004, to add the following awards:

- Army Reserve Components Achievement Medal (1st Award)
- Meritorious Unit Commendation
- Global War on Terrorism 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. The Army General Orders Unit Award Index shows the 111th Engineer Group to include the 368th Engineer Battalion was awarded the Meritorious Unit Commendation for the period 16May 03 through 16 November 2003 in General Orders 207-03.
3. Army Regulation 600-8-22 (Military Awards) states the Global War on Terrorism Service Medal is authorized for award to members of the Armed Forces of the United

States who have participated in Global War on Terrorism operations outside of the areas of eligibility (AOE) designated for award of the Global War on Terrorism Expeditionary Medal, Afghanistan Campaign Medal, or Iraq Campaign Medal. All Soldiers on active duty, including Reserve Component Soldiers mobilized or National Guard Soldiers activated, on or after 11 September 2001 to a date to be determined having served 30 consecutive days or 60 nonconsecutive days are authorized the Global War on Terrorism Service Medal. The Global War on Terrorism Service Medal may be awarded posthumously. Only one award of the Global War on Terrorism Service Medal may be authorized to any individual; second and subsequent awards will not be awarded.

4. Army Regulation 600-8-22 (Military Awards) states the Army Reserve Components Achievement Medal is authorized for award to Army personnel, including Active Guard Reserve officers, in the rank of colonel and below for exemplary behavior, efficiency, and fidelity while serving as a member of an Army National Guard or Army Reserve troop program unit or as an individual mobilization augmentee. Between 3 March 1972 and 28 March 1995, the medal was authorized on completion of 4 years' service with a Reserve Component unit. Individuals must have completed 4 years of qualifying service on or after 3 March 1972 and before 28 March 1995. Beginning on 28 March 1995, the period of qualifying service for award of the Army Reserve Components Achievement Medal was reduced from 4 to 3 years. This change is not retroactive. Such years of qualifying service must have been consecutive. A period of more than 24 hours between Reserve enlistments or an officer's service will be considered a break in service. Credit toward earning the award must begin anew after a break in service. The bronze oak leaf cluster is awarded to denote the second and succeeding awards of the Army Reserve Components Achievement Medal.

5. Army Regulation 600-8-22 also provides for award of the Driver and Mechanic Badge. Component bars are authorized only for the following types of vehicles and/or qualifications:

- Driver-W (for wheeled vehicles)
- Driver-T (for tracked vehicles)
- Driver-M (for motorcycles)
- Driver-A (for amphibious vehicles)
- Mechanic (for automotive or allied vehicles)
- Operator-S (for special mechanical equipment)

6. Army Regulation 600-8-22 states the eligibility requirements for drivers require that a Soldier must:

a. Qualify for and possess a current Optional Form (OF) 346 (U.S. Government Motor Vehicles Operator's Identification Card), issued as prescribed by Army Regulation 600-55.

b. Be assigned duties and responsibilities as a driver or assistant driver of government vehicles for a minimum of 12 consecutive months or during at least 8,000 miles with no government motor vehicle accident or traffic violation recorded on his or her DA Form 348-1-R (Equipment Operator's Qualification Record (Except Aircraft); and

c. Perform satisfactorily for a minimum period of 1 year as an active qualified driver instructor or motor vehicle driver examiner.

7. 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.

8. Army Regulation 670-1 also governs the requirements for wear of the shoulder sleeve insignia for former wartime service, commonly referred to as a "combat patch." The regulation authorizes optional wear of the U.S. Army shoulder sleeve insignia of any former wartime unit in which a Soldier served during a period of eligibility. The Department of the Army announces periods of eligibility and only shoulder sleeve insignia approved for wear by Headquarters Department of the Army are authorized to be worn on the right sleeve of the Army Green and field uniforms to signify wartime service. There are no provisions for entering the shoulder sleeve insignia for former wartime service on the DD Form 214 as it is an item of uniform wear and not an award or decoration.

//NOTHING FOLLOWS//