

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 12 July 2024

DOCKET NUMBER: AR20230013098

APPLICANT REQUESTS: in effect, correction of her DA Form 5016 (Retirement Accounting Statement) to reflect the additional retirement points for her completion of the Joint Logistics Course virtually in Retirement Year Ending (RYE) 23 May 2023 for the period of 1 through 3 February 2023 for 3 non-paid retirement points.

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

- DD Form 149 (Application for Correction of Military Record)
- Email for Army Training Requirements and Resources System (ATRRS) course enrollment
- DA Form 1380 (Record of Individual Performance of Reserve Duty Training) for 16 through 20 January 2023 and 23 through 25 January 2023
- DA Form 1380 for 26 through 27, 30 through 31 January and 1 through 3 February 2023
- Email with applicant's unit
- Email with U.S. Army Human Resources Command (HRC)

FACTS:

1. The applicant states in effect, she attended the Joint Logistic Course virtually which was conducted by the Army Logistics University during the period of 9 January through 3 February 2023. She completed the training for 9 through 13 January 2023 in an inactive duty training status. For the remainder of the course, she requested non-paid retirement points which she submitted via a DA Form 1380 to her unit for processing on 10 February 2023. When she received her DA Form 5016 on 31 May 2023, she noticed her requested non-paid retirement points had not been added to her record. She inquired with her unit, who advised her to submit a personnel action in Integrated Personnel and Pay System – Army (IPPS-A) which she did on 1 June 2023.

While she was working with HRC Retirement Points Branch in correcting her retirement points from her Army National Guard service, she was informed her retirement points for the Joint Logistics Course for non-paid retirement points all had been added except 1 through 3 February 2023.

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

a. With prior U.S. Army Reserve (USAR) cadet service, on 29 April 2005, Orders Number 119-14-A-1217, issued by Headquarters (HQs), U.S. Army Cadet Command, the applicant was ordered to active duty for a 4-year active duty commitment, effective 28 May 2005.

b. On 5 May 2005, Orders Number 216-001, issued by the Department of Military Science University of Colorado at Boulder, the applicant was discharged from the USAR, effective 6 May 2005, to accept a commission in the U.S. Armed Forces.

c. On 24 May 2005, the applicant executed her oath of office and was appointed as a Reserve commissioned officer.

d. On 1 June 2010, the applicant was honorably released from active duty and assigned to a USAR Troop Program Unit (TPU). DD Form 214 (Certificate of Release or Discharge from Active Duty) shows the applicant completed 5-years and 4-days of active service.

e. On 2 June 2010, the applicant executed her oath of office and was appointed in the Army National Guard (ARNG) and was granted temporary Federal recognition.

f. On 14 December 2010, Special Orders Number 276, issued by the National Guard Bureau (NGB), the applicant was appointed in the ARNG and was granted Federal recognition.

g. On 14 November 2012, Orders Number A-11-220479, issued by HRC, the applicant was ordered to active duty for Contingency Operation for Active Duty Operational Support (CO-ADOS) in support of Operation Enduring Freedom, effective 30 November 2012.

h. On 27 September 2013, Orders Number A-09-313825, issued by HRC, the applicant was ordered to active duty for CO-ADOS in support of Operation Enduring Freedom, effective 5 October 2013.

i. On 15 March 2014, the applicant was honorably released from active duty. DD Form 214 shows the applicant completed 1-year, 3-months, and 16-days of active service.

j. The applicant's DD Forms 214 shows she was ordered to Full Time National Guard Duty – Operation Support (FTNGD-OS), effective 6 April 2020. She was honorably released from active duty on 5 June 2020. It also shows the applicant completed 2-months of active service.

k. The applicant's DD Form 214 shows she was ordered to active duty for CO-ADOS, effective 26 October 2020. She was honorably released from active duty on 25 October 2021. It also shows the applicant completed 1-years of active service.

l. On 26 April 2022, Orders Number 1789925, issued by the North Carolina ARNG Augoe Army Element Joint Force HQs, the applicant was assigned to the USAR Control Group (Individual Ready Reserve), effective 26 April 2022.

m. On 27 April 2022, Special Orders Number 4, issued by the NGB, the applicant's Federal recognition was withdrawn, effective 25 April 2022, due to reassignment to the USAR.

n. On 16 May 2022, Orders Number C-05-206748, issued by HRC, the applicant was assigned to a USAR TPU, effective 26 April 2022.

o. DA Form 1380 dated 26 January 2023 shows the applicant participated in the Joint Logistics Course virtually for 4-hours each day for one non-paid retirement point for each day duty performed for a total of 12 non-paid retirement points for the period of:

- 16 through 20 January 2023
- 23 through 27 January 2023
- 30 through 31 January 2023

The DA Form 1380 was digitally signed on 1 February 2023 by Major V- D-, Training Officer as the officer who had knowledge of the duties performed.

p. The applicant's DA Form 1059 (Service School Academic Evaluation Report) shows the applicant achieved course standards for the Joint Logistics Course during the period of 9 January through 3 February 2023.

q. The applicant's DA Form 5016 dated 8 September 2023 shows she earned for RYE:

- 13 November 2022 – 30 inactive duty points, 7 membership point and 14 active duty points for a total of 51 creditable retirement points
- 23 May 2023 – 44 inactive duty points, 8 membership points and 15 active duty points for a total of 67 creditable retirement points

The Annual Detail Supplement of the Retirement Accounting Statement shows the applicant was awarded one non-paid retirement point for each day for the period of:

- 16 through 20 January 2023
- 23 through 27 January 2023

- 30 through 31 January 2023

r. The applicant's DA Form 5016 dated 22 June 2024 shows she earned for RYE:

- 13 November 2022 – 30 inactive duty points, 7 membership point and 14 active duty points for a total of 51 creditable retirement points
- 23 May 2023 – 44 inactive duty points, 8 membership points and 15 active duty points for a total of 67 creditable retirement points

3. The applicant provides:

a. An ATRRS email which shows as of 28 November 2022, the applicant was enrolled and registered for 8A-F54/552-F6 to be conducted virtually during the period of 9 January through 3 February 2023.

b. DA Form 1380 dated 26 January 2023 shows the applicant participated in the Joint Logistics Course virtually for 4-hours each day for one non-paid retirement point for each day duty performed for a total of 8 non-paid retirement points for the period of:

- 16 through 20 January 2023
- 23 through 25 January 2023

The DA Form 1380 was digitally signed on 13 February 2023 by Lieutenant Colonel E-H-, Defense Logistics Agency (DLA) J3 as the officer who had knowledge of the duties performed.

c. DA Form 1380 dated 26 January 2023 shows the applicant participated in the Joint Logistics Course virtually for 4-hours each day for one non-paid retirement point for each day duty performed for a total of 7 non-paid retirement points for the period of:

- 26 through 27 January 2023
- 30 through 31 January 2023
- 1 through 3 February 2023

The DA Form 1380 was digitally signed on 2 June 2023 by Lieutenant Colonel E- H-, DLA J3 as the officer who had knowledge of the duties performed.

d. Email traffic between the applicant and her unit regarding the updating of her retirement points wherein she was advised on 31 May 2023 to be awarded retirement points from 14 November 2022 to current time must be submitted via IPPS-A. The applicant was requested to initiate a personnel action in IPPS-A in order to have her DA Forms 1380 processed.

e. Email traffic between the applicant and HRC where on 12 September 2023, the applicant was notified if she was a USAR TPU Soldier, HRC could not assist her with processing the DA Form 1380, she must submit them to her unit's supporting Readiness Division. She was also informed the only non-paid retirement points missing from her DA Form 5016 were for the duty performed during the period of 1 through 3 February 2023.

4. On 27 February 2024, in the processing of this case, HQs, U.S. Army Reserve Command, provided an advisory opinion regarding the applicant's request for additional non-paid retirement points. The advisory official stated the review of the applicant's documents determined she should be awarded 15 points. Her DA Forms 1380 were submitted on time but did not get processed by the unit. A favorable opinion from the Army Review Boards Agency (ARBA) would allow the Readiness Divisions to update the applicant's retirement points.

5. On 28 February 2024, the ARBA, Case Management Division, provided the applicant the advisory opinion for review and comment. She did not respond.

#### 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. The Board reviewed and concurred with the U.S. Army Reserve Command's advising official and determined the evidence supports the applicant's DA Forms 1380 were submitted on time, but were not processed by her unit. The Board granted relief to Retirement Year Ending 23 May 2023 to add the three non-paid retirement points associated with her completion of the Joint Logistics Course.

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 awarding the applicant three qualifying retirement points for the Retirement Year Ending 23 May 2023.

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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.

REFERENCES:

1. Army Regulation 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records), contains Army policy for U.S. Army Reserve (USAR) training and retirement point credit. It also prescribes guidance for USAR unit level strength accounting.

a. Paragraph 2-1 (Criteria for crediting retirement points), the limitations on the number of points which may be credited to a Soldier during a retirement year area. Maximum-365 (366 during leap year) points. Retirement points credited for activities other than active service or funeral honors duty may not exceed:

- For any anniversary years closing before 23 September 1996: 60 retirement points
- For anniversary years closing on or after 23 September 1996 but before 30 October 2000: 75 retirement points
- For anniversary years closing on or after 30 October 2000 but before 30 October 2007: 90 retirement points
- For anniversary years closing on or after 30 October 2007: 130 retirement points

b. Paragraph 2-2 (Criteria for earning retirement points) states retirement points may be earned by USAR Soldiers for active duty or duty in an active status for active duty for training (ADT), initial active duty for training (IADT), involuntary active duty for training (involuntary ADT), voluntary IDT, annual training (AT), IDT, membership points, and for other activities specified in this regulation.

c. Paragraph 2-4 (Criteria for awarding retirement points), personnel on AD, ADT, IADT, involuntary ADT, or AT are awarded 1 point for each calendar day they serve in one of these categories and may not be awarded additional points for other activities while in such status. Table 2-1 provides criteria for award of retirement points for IDT performed in accordance with AR 140-1 (unless another reference is cited). Most types of IDT are covered by one of the following rules on required duration of IDT and calendar day limitations on points.

- Four-hour rule; Soldiers earn one point for each scheduled 4-hour period of IDT at Battle Assembly, Rescheduled Training (RST), Equivalent Training, or Additional Training Assemblies
- Four/eight-hour rule; Soldiers earn one point for each 4 hour or greater period, award of a second point in the same day requires additional hours to bring the day's total to a minimum of 8 hours for a maximum of two points in 1 calendar day

- Eight-hour rule; approved Electronic Based Distance Learning (EBDL) courses will be awarded to members of the Selected Reserve (TPU), subject to available funding, and as pre-approved, Soldiers may earn one retirement point and be paid for one IDT for every 8 hours of distance learning completed

d. Paragraph 3-3 (DA Form 1380), DA Form 1380 will be prepared for a unit Soldier who performs ET or additional training with their unit subsequent to the scheduled BA. TPU units will retain one copy of the DA Form 1380 to post the appropriate entry into ADARS for the month's report and then place in the appropriate Army records information management system file. Non-paid 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.

e. Table 3-1 provides that the code "N" will be entered for RST. The code "N" indicates the Soldier is entitled to retirement point credit only.

f. Paragraph 3-4 (EBDL), Soldiers may only receive compensation and retirement credit for EBDL courses listed in ATRRS after command pre-approval. Additional EBDL for Reserve compensation are authorized only for SELRES Soldiers in the paid drill strength of the Army Reserve, including drilling IMA Soldiers. Periods of duty used to complete EBDL courses in lieu of regularly scheduled IDT periods will not exceed four periods per fiscal year. The commander, USARC reserves the right to authorize additional drill assemblies while the mandate is unfunded. No more than 12 total additional training assemblies will be performed by any one individual per calendar year. Commanders will ensure that coursework authorized for additional training periods for EBDL is not completed during any other type of training or duty periods. Each 4-hours of successfully completed qualifying EBDL coursework in lieu of regularly scheduled IDT periods will earn a Soldier credit for completion of one additional training period, paid, and one Reserve retirement point. For all training assemblies in excess of 12, a Soldier will earn one additional paid training period and one Reserve retirement point for each 8-hours of successfully completed qualifying EBDL coursework. These are categorized as IDT points and are subject to the annual limit on Reserve retirement points that may be credited in an anniversary year toward retired pay. For EBDL work that totals fewer than 4-hours (in lieu of regularly scheduled IDT periods) or 8-hours (ATA), Soldiers should aggregate the EBDL in multiples of 4-hours or 8-hours to establish IDT periods and determine eligibility for Reserve compensation and Reserve retirement points. Initiate payment only when a Soldier satisfactorily completes a directed EBDL course. Soldiers will not be awarded payment for EBDL completion until the Soldier is issued a DA Form 87 (Certificate of Training) or equivalent proof of completion. All EBDL courses list academic hours in ATRRS, which should be used to calculate compensation. Soldiers are awarded the academic hours listed in ATRRS regardless of the time actually required by the Soldier to complete the EBDL course.



Units will record EBDL completion for which a Soldier is compensated on a DA Form 1380 as paid IDT.

2. Department of Defense Instruction (DODI) 1215.07 (Service Credit for Non-Regular Retirement) states inactive duty may be credited for each attendance at an inactive duty training period. A maximum of 2 retirement points for attendance at inactive duty training periods or equivalent training, in any 1 calendar day. The Service member's participation is without payment other than the pay to which the Service member is entitled as a Reserve Component member. Credit no more than one retirement point for fewer than 8-hours. One retirement point for members of the Selected Reserve after successfully completing non-resident training and education in an active status for each 4-hours of pay received. A period of non-resident training and education using electronic-based distributed learning methodologies must last at least 4-hours. The Service member must certify that he or she completed it.

3. DoDI 1215.21 (Reserve Component (RC) Use of EBDL Methods for Training), Establishes policy, assigns responsibilities, and provides procedures for members of the Selected Reserve to use electronic-based distributed learning (DL) methods to conduct training away from scheduled unit training assemblies or apart from other collective training time. To be considered for compensation, the proposed qualifying DL training courses must: (1) Be delivered via DL methodologies. (2) Support required training related to unit readiness or mobilization. Training requirements related to unit readiness or mobilization may include courses supporting completion of specific occupational skill qualification, expeditionary, or combat skills training, and annual ancillary/general military training.

//NOTHING FOLLOWS//