

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 26 July 2024

DOCKET NUMBER: AR20230013188

APPLICANT REQUESTS: correction of his retirement points to reflect inclusion of service for points only performed for the following retirement periods:

- September 2022 for the Retirement Year Ending (RYE) 13 November 2022
- November 2022 and January 2023 for the RYE 6 February 2023
- February - April 2023 and June - July 2023 for the RYE 6 February 2024

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

- DD Form 149 (Application for Correction of Military Record)
- DA Form 1380 (Record of Individual Performance of Reserve Duty Training), 26 September 2022
- DA Form 1380, 2 December 2022
- DA Form 1380, 9 February 2023
- DA Form 1380, 2 March 2023
- DA Form 1380, 30 March 2023
- DA Form 1380, 30 April 2023
- DA Form 1380, 30 June 2023
- DA Form 1380, 1 August 2023

FACTS:

1. The applicant states, he has several DA Forms 1380 for retirement points. He completed the training, but they were not processed in the allotted 60 days. Due to the transition to the Integrated Personnel and Pay System – Army (IPPS-A), the local administration office did not know the process for submission.

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

a. Having prior Regular Army enlisted service, DA Form 5106 (Retirement Accounting Statement) shows he enlisted in the U.S. Army Reserve (USAR) on 15 May 2009 and on 3 June 2018, he enlisted in the USAR for an indefinite term.

b. On 22 April 2023, the U.S. Army Human Resources Command issued a

Memorandum for Notification of Eligibility for Retired Pay at Non-Regular Retirement (20-Year Letter).

c. DA Form 5016 dated 8 March 2024 shows:

(1) For the RYE 13 November 2022, the applicant earned 39 Inactive Duty Training (IDT) points, 12 membership points, and 5 Active Duty Training (ADT) points, totaling 56 total points creditable.

(2) For the RYE 6 February 2023, the applicant earned 9 IDT points, 3 membership points, and 8 ADT points, totaling 20 total points creditable.

(3) For the RYE 6 February 2024, the applicant earned 73 IDT points, 15 membership points, and 7 ADT points, totaling 95 total points creditable.

d. He continues service with the USAR.

3. The applicant provides:

a. DA Form 1380, dated 26 September 2022, showing the applicant completed training (HIV Blood Draw) on 26 September 2022, for 4 hours, totaling 1 retirement point.

b. DA Form 1380, dated 2 December 2022, showing the applicant completed Training (Conference Calls and Command Sergeant Major (CSM) Call/Battalion (BN) eval call) on 20 and 29 November 2022, for 8 hours each, totaling 4 retirement points.

c. DA Form 1380, dated 9 February 2023, showing the applicant completed training (Conference Calls and CSM Call/BN eval call) on 21 and 29 January 2023, for 8 hours each, totaling 4 retirement points.

d. DA Form 1380, dated 2 March 2023, showing the applicant completed training (Conference Calls, CSM Call/BN eval call, First Sergeant (1SG) admin duties) on 18 and 28 February 2023, for 8 hours each, totaling 4 retirement points.

e. DA Form 1380, dated 30 March 2023, showing the applicant completed training (Conference Calls, CSM Call/BN eval call, 1SG admin duties) on 10 and 26 March 2023, for 8 hours each totaling 4 retirement points.

f. DA Form 1380, dated 30 April 2023, showing the applicant completed training (Conference Calls, CSM Call/BN eval call, 1SG admin duties) on 14 and 28 April 2023, for 8 hours each, totaling 4 retirement points.

g. DA Form 1380, dated 30 June 2023, showing the applicant completed training (Conference Calls, CSM Call, Preparing Readiness Slides, 1SG admin duties) on 16 and 22 June 2023, for 8 hours each, totaling 4 retirement points.

h. DA Form 1380, dated 1 August 2023, showing the applicant completed training (Conference Calls, CSM Call, Preparing Readiness Slides, 1SG admin duties) on 13 and 21 July 2023, for 8 hours each, totaling 4 retirement points.

4. On 21 February 2024, the U.S. Army Reserve Command, Chief, Soldier Programs Branch, provided an advisory opinion recommending partial relief of the applicant's request stating, in effect, they reviewed the applicant's documents and determined that he should not be awarded points for 26 September 2022 based off Army Regulation (AR) 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records). He also should not be awarded for 14 and 28 April 2023 because the document was signed before the duty was performed. The Soldier can be awarded 24 points for 20 and 29 November 2022, 21 and 29 January 2023, 18 and 28 February 2023, 10 and 26 March 2023, 16 and 22 June 2023, and 13 and 21 July 2023. The unit representative did not know how to submit within the required timeframe and the Soldier did not catch the mistake in IPPS-A.

5. On 23 February 2024, the applicant was provided with a copy of the advisory opinion to provide a response. As of 10 March 2024, he did not respond.

BOARD DISCUSSION:

After reviewing the application, all supporting documents, and the evidence found within the military record, the Board found that partial 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 he should be awarded 24 retirement points for the period 20 and 29 November 2022, 21 and 29 January 2023, 18 and 28 February 2023, 10 and 26 March 2023, 16 and 22 June 2023, and 13 and 21 July 2023. However, the Board also determined the applicant, based on the USARC advisory, should not be awarded retirement point credit for 26 September 2022 in accordance with regulatory guidance and 14 and 28 April 2023 due to the DA Form 1380 being signed prior to the completion of duty.

BOARD VOTE:

Mbr 1 Mbr 2 Mbr 3

:	:	:	GRANT FULL RELIEF
■	■	■	GRANT PARTIAL RELIEF
:	:	:	GRANT FORMAL HEARING
:	:	:	DENY APPLICATION

BOARD DETERMINATION/RECOMMENDATION:

1. The Board determined the evidence presented is sufficient to warrant a recommendation for partial relief. As a result, the Board recommends that all Department of the Army records of the individual concerned be corrected by awarding the applicant qualifying retirement points on the dates indicated below, provided all other criteria is met:

- 20 and 29 November 2022, 4 retirement points
- 21 and 29 January 2023, 4 retirement points
- 18 and 28 February 2023, 4 retirement points
- 10 and 26 March 2023, 4 retirement points
- 16 and 22 June 2023, 4 retirement points
- 13 and 21 July 2023, 4 retirement points

2. The Board further determined that the evidence presented is insufficient to warrant a portion of the requested relief. As a result, the Board recommends denial of so much of the application that pertains to granting the applicant retirement points for 26 September 2022 and 14 and 28 April 2023.

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

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.

REFERENCE:

AR 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records), paragraph 3-3 (DA Form 1380) provides that the DA Form 1380 is utilized to record IDT performed by non-unit Soldiers under the jurisdiction of HRC who are attached for retirement points only to USAR Troop Program Units, Army National Guard units, or to another service or component for training. Only attached Soldiers are authorized to perform IDT with the exception of one annual physical health assessment each for medical and dental readiness when authorized by the command prior to the event.

a. Nonpaid 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.

b. With regard to awarding of retirement points for IDT (Four-Hour Rule), Service Members will be awarded one point for each 4-hour period of IDT duty performed. Maximum of two points per calendar day applies to IDT duty. Duty must be 8 hours in duration to receive two points per day.

//NOTHING FOLLOWS//