

IN THE CASE OF: [REDACTED]

BOARD DATE: 29 August 2024

DOCKET NUMBER: AR20230013959

APPLICANT REQUESTS: correction of his place of entry on his DD Form 214 (Certificate of Release or Discharge from Active Duty) for the period ending 14 June 2013 to [REDACTED]

APPLICANT'S SUPPORTING DOCUMENT(S) CONSIDERED BY THE BOARD:  
DD Form 149 (Application for Correction of Military Record)

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 his home or record (HOR) is listed [REDACTED]. He was a Health Professions Scholarship Program recipient. He was in school [REDACTED] and lived [REDACTED]. He reported to active duty on 14 June 2009. At the time, his family had moved and were living [REDACTED] where he was first stationed. He joined them after basic training concluded. [REDACTED] where he was living at the time he went on active duty. He discovered this error when applying for educational benefits for one of his dependents. He would like to get it corrected to be eligible for education [REDACTED] [REDACTED] to Veterans. He always assumed his HOR [REDACTED]. It was his oversight otherwise he would have taken care of it earlier.
3. The applicant's service record contains the following documents:
  - a. DA Form 61 (Application for Appointment), 13 June 2005, shows his permanent address and current mailing address as [REDACTED]
  - b. DA Form 71 (Oath of Office - Military Personnel) shows he took the oath of office at [REDACTED]
  - c. Orders C-03-606876, published by U.S. Army Human Resources Command, 13 March 2006, appointment orders show his address as [REDACTED]

- d. DA Form 61, 5 November 2008, shows his address as [REDACTED]
- e. DA Form 71, 12 June 2009, shows he took the oath of office in [REDACTED]
- f. DD Form 93 (Record of Emergency Data), 24 April 2013, shows his dependents lived in [REDACTED]
- g. Servicemember's Group Life Insurance Election and Certificate, 24 April 2013, shows his spouse lived in [REDACTED]
- h. DD Form 214, for the period ending 14 June 2013 shows in item:
  - 7a (Place of Entry into Active Duty) [REDACTED]
  - 7b (HOR at Time of Entry) [REDACTED]
  - 8b (Station where Separated) [REDACTED]
  - 19a (Mailing Address After Separation) [REDACTED]
  - 19b (Nearest Relative) lived in [REDACTED]
- i. Appointment Letter, 15 June 2013, shows his address as [REDACTED]

BOARD DISCUSSION:

After reviewing the application and all supporting documents, the Board determined relief was not warranted. The applicant's contentions, the military record, and regulatory guidance were carefully considered. Based upon the regulatory guidance stating home or record is derived from a Soldier's appointment document as the source document, and the applicant failing to have any appointment with the requested HOR, the Board concluded there was insufficient evidence of an error or injustice warranting a correction to the applicant's record.

BOARD VOTE:

Mbr 1	Mbr 2	Mbr 3	
:	:	:	GRANT FULL RELIEF
:	:	:	GRANT PARTIAL RELIEF
:	:	:	GRANT FORMAL HEARING
[REDACTED]	[REDACTED]	[REDACTED]	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.

3/6/2025

X [REDACTED]

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CHAIRPERSON  
[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.

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 (AR) 635-5 (Personnel Separations - Separation Documents), in effect at the time, prescribes the separation documents that must be prepared for Soldiers on retirement, discharge, release from active service, or control of the Active Army.

a. It states place of entry onto active duty and home or record of entry; a Soldier's initial enlistment contract or appointment document is the source document for this data. Enter the city and state the Soldier entered active duty. Enter the street, city, state and zip code listed as the Soldier's home of record.

b. Home or Record cannot be changed unless there is a break in service of at least 1 full day.

//NOTHING FOLLOWS//