

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 26 July 2024

DOCKET NUMBER: AR20230014071

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

- January – May 2022, Retirement Year Ending (RYE) 13 November 2022
- July – August 2022 RYE 13 November 2022
- January – August 2023 for the RYE 9 December 2023

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

- DD Form 149 (Application for Correction of Military Record)
- USAR Form 26-R (Pay Document Transmittal Letter (TL))
- Memorandum, Subject: Designated Signature Authority DA Form 1380 (Record of Individual Performance of Reserve Duty Training), 10 January 2022
- Memorandum, Subject: 812th Quartermaster Company Training Year 2023 Battle Assembly Schedule, 24 January 2023
- Master Military Pay Account (MMPA) Printout, 31 March 2022
- Inactive Duty Training (IDT) Attendance Rosters
- DA Form 1380, 29 August 2023
- Memorandum, Subject: Letter of Lateness, 27 October 2023

FACTS:

1. The applicant states, he is seeking points only. He did not receive credit for attending battle assemblies from January - August 2022 as he did not submit a "for points only packet," therefore it led to this mistake.

2. A review of the applicant's service records show:

a. Having prior enlisted service in the Regular Army and commissioned service in the Army National Guard, on 5 June 2021, the Texas Army National Guard (TXARNG) issued orders for an honorable release from the TXARNG and transfer to the U.S. Army Reserve (USAR) Control Group (Individual Ready Reserve) with a retroactive effective date of 14 April 2021.

b. On 7 June 2021, the National Guard Bureau issued Special Orders Number 295 AR withdrawing his Federal recognition due to a transfer to the USAR with a retroactive effective date of 14 April 2021.

c. On 27 July 2021, the U.S. Army Human Resources Command issued Orders Number C-07-107897 voluntarily releasing him from the USAR Control Group (Reinforcement) and assigning him to the 319th Combat Sustainment Support Battalion, with a retroactive effective date of 23 July 2021.

d. DA Form 5016 (Retirement Accounting Statement), dated 13 May 2024 shows:

(1) For the RYE 13 November 2022, the applicant earned 6 IDT points, 14 membership points, and 57 Active Duty Training (ADT) points, totaling 77 total points creditable.

(2) For the RYE 9 December 2023, the applicant earned 24 IDT points, 15 membership points, and 16 ADT points, totaling 55 total points creditable.

e. He continues service with the USAR.

3. The applicant provides:

a. USAR Form 26-R cover sheet showing the submission documents submitted for the retirement points request.

b. Memorandum, Subject: Designated Signature Authority for DA Form 1380, dated 10 January 2022 showing the personnel authorized by the unit command to sign DA Forms 1380, to include Staff Sergeant (SSG) W- A-.

c. Memorandum, Subject: 812th Quartermaster Company Training Year 2023 Battle Assembly Schedule, dated 24 January 2023 showing the unit Battle Assembly scheduled trainings for the Training Year 2023.

d. Master Military Pay Account Printout dated 31 March 2022 wherein he highlights the months of January through March 2022.

e. IDT Attendance Rosters showing he attended training on the following dates:

- 21 January 2022
- 10 February 2022
- 3 March 2022
- 8 April 2022
- 12 May 2022

- 6 July 2022
- 16 August 2016
- 8 December 2022
- 27 January 2023
- 1 February 2023
- 3 March 2023
- 31 March 2023
- 3 May 2023
- 12 July 2023
- 10 August 2023

f. DA Form 1380, dated 29 August 2023, with signature of officer SSG W- A-, showing the applicant completed training on the following dates:

(1) On 22 and 23 January 2022; 12 and 13 February 2022; 5 and 6 March 2022; 9 and 10 April 2022; 14 and 15 May 2022, and 9 and 10 July 2022, for 8 hours each, totaling 24 retirement points.

(2) On 18, 19, 20, and 21 August 2022; 28 and 29 January 2023; 4 and 5 March 2023; and 1 and 2 April 2023, for 8 hours each, totaling 20 retirement points.

(3) On 4, 5, 6, and 7 May 2023; 15 and 16 July 2023; and 12 and 13 August 2023, for 8 hours each, totaling 16 retirement points.

(4) On 26 June 2023 and 14 August 2023, for 8 hours each, totaling 4 retirement points.

(5) On 28 and 29 January 2022; 4 and 5 March 2022; and 1 and 2 April 2023, for 8 hours each, totaling 12 retirement points.

g. Letter of Lateness dated 27 October 2023, that states his DA Forms 1380 was submitted late due to the lack of understanding of the process of submitting DA Forms 1380 for points only to the command. The human resources noncommissioned officer was searching for guidance on how to properly submit DA Forms 1380.

4. On 9 April 2024, the U.S. Army Reserve Command (USARC), Chief, Soldier Programs Branch, provided an advisory opinion recommending approval of the applicant's request stating, in effect, they reviewed the applicant's documents and determined he should be awarded 32 points based off Army Regulation (AR) 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records). The applicant submitted his DA Forms 1380 for points for duties performed outside of the scheduled Battle Assembly. Due to his misunderstanding of the process, it could not

be processed in a timely manner. A favorable decision would allow the Readiness Division to process the DA Forms 1380 for retirement points.

5. On 11 April 2024, the applicant was provided with a copy of the advisory opinion to provide a response. As of 26 April 2024, he did not respond.

6. On 22 July 2024, the USARC, Chief, Soldier Programs Branch, provided an updated advisory opinion to the 9 April 2024 advisory opinion recommending approval of the applicant's request and correcting the advisory opinion to show they reviewed the applicant's documents and determined he should be awarded 74 points based off AR 140-185. The applicant submitted his DA Forms 1380 for points for duties performed outside of the scheduled Battle Assembly.

#### 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 submitted his battle assembly rosters for qualifying service and award of 74 retirement points.

#### 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 qualifying retirement points on the dates below, provided all other criteria is met:

- 22 and 23 January 2022, for 8 hours, totaling 4 retirement points
- 12 and 13 February 2022, 8 hours, totaling 4 retirement points
- 5 and 6 March 2022, 8 hours, totaling 4 retirement points
- 9 and 10 April 2022, 8 hours, totaling 4 retirement points
- 4 and 15 May 2022, 8 hours, totaling 4 retirement points
- 9 and 10 July 2022, for 8 hours, totaling 4 retirement points
- 18, 19, 20, and 21 August 2022, for 8 hours, totaling 8 retirement points
- 28 and 29 January 2023, for 8 hours, totaling 4 retirement points
- 4 and 5 March 2023, for 8 hours, totaling 4 retirement points
- 1 and 2 April 2023, for 8 hours, totaling 4 retirement points
- 4, 5, 6, and 7 May 2023, for 8 hours, totaling 8 retirement points
- 15 and 16 July 2023, for 8 hours, totaling 4 retirement points
- 12 and 13 August 2023, for 8 hours, totaling 4 retirement points
- 26 June 2023, for 8 hours, totaling 2 retirement points
- 28 and 29 January 2022, for 8 hours, totaling 4 retirement points
- 4 and 5 March 2022, for 8 hours, totaling 4 retirement points
- 1 and 2 April 2023, for 8 hours, totaling 4 retirement points

[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.

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//