

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 3 September 2024

DOCKET NUMBER: AR20230014170

APPLICANT REQUESTS: correction of his DD Form 214 (Armed Forces of the United States Report of Transfer or Discharge) to show his first and middle names as AI__ Ro__ vice Ro__ AI__.

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

- DD Form 149 (Application for Correction of Military Record)
- State of Florida Driver's License and United States (U.S.) Passport
- DD Form 214

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 first and middle name are transposed. The error caused him no concern until he needed a veteran designation on his driver's license.
3. The applicant provides the below listed documents showing his first and last name are transposed and reflect AI__ Ro__: State Driver's License and U.S. Passport
4. A review of the applicant's service record shows:
 - a. The majority of the service record is not available for review by the Board. However, available service record available is sufficient to conduct a fair and impartial review of this case. This case is being considered using the DD Form 214 for the service period ending 28 June 1970.
 - b. The DD Form 214 (Armed Forces of the United States Report of Transfer or Discharge) shows the applicant was a member of the Army National Guard (ARNG). He entered active duty on 13 February 1970. He was honorably released from active duty

training (ACDUTRA) and returned to State control on 28 June 1970. His DD Form 214 shows:

- He completed 4 months and 16 days of active service
- Block 1 (Last Name, First Name, Middle) lists Go__ (Last), Ro__ (First) Al__ (First)

5. By regulation (AR 635-8), the DD Form 214 is a summary of the Soldier's most recent period of continuous active duty. The information entered thereon reflects the conditions as they existed at the time of separation. Block 1 (Name) states compare original enlistment contract or appointment order and review official record for possible name changes. If a name change has occurred list other names of record in Block 18 (Remarks).

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 applicant's contentions, the military record, and regulatory guidance were carefully considered. The applicant's complete service records are not available for review. His DD Form 214 shows his first name as Ro__ and his middle name as Al__. However, he provides documentary evidence in the form of a driver license and U.S. Passport that show his first name is Al__ and his middle name as Ro. In the absence of his records, the Board determined that it is likely his first and middle names are transposed and therefore a correction to his DD Form 214 is warranted.

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 partial relief. As a result, the Board recommends that all Department of the Army records of the individual concerned be corrected by amending his DD Form 214 to show his first and middle names as shown on his U.S. Passport.

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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. 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 635-8 (Separation Processing and Documents), currently in effect, states the DD Form 214 is a summary of the Soldier's most recent period of continuous active duty. It provides a brief, clear-cut record of all current active, prior active, and prior inactive duty service at the time of release from active duty, retirement, or

discharge. The information entered thereon reflects the conditions as they existed at the time of separation. Block 1 (Name) states compare original enlistment contract or appointment order and review official record for possible name changes. If a name change has occurred list other names of record in Block 18 (Remarks).

//NOTHING FOLLOWS//