

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 11 April 2025

DOCKET NUMBER: AR20230014326

APPLICANT REQUESTS: correction of his DD Form 214 (Armed Forces of the United States Report of Transfer or Discharge) to reflect:

- in effect, award of the Army of Occupation Medal with Germany Clasp
- award of the Expert Marksmanship Qualification Badge with Rifle Bar (M-14)

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

- DD Form 149 (Application for Correction of Military Record)
- Headquarters Berlin Brigade Special Orders Number 33, 9 February 1966
- DD Form 214 covering the period ending 2 October 1967

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:

a. Item 24 (Decorations, Medals, Badges, Commendations, Citations, and Campaign Ribbons Awarded or Authorized) on his DD Form 214 should show Expert (Rifle) instead of Sharpshooter (Rifle) and the Berlin Medal should be added.

b. He wants to make his records correct. He was told his records were lost, but he found them now.

3. The applicant enlisted in the Regular Army on 20 October 1964.

4. The applicant's DA Form 20 (Enlisted Qualification Record) item 31 (Foreign Service) shows he arrived in Germany on 20 April 1965.

5. The applicant provided Headquarters Berlin Brigade Special Orders Number 33,

9 February 1966, which awarded him the Expert Marksmanship Qualification Badge with Rifle Bar (M-14) effective 4 February 1966.

6. The applicant's records do not show any derogatory information or that he was not otherwise eligible for the award of the Army Good Conduct Medal.

7. The applicant's DA Form 20, Item 41 (Awards and Decorations) shows he was awarded or authorized:

- Army of Occupation Medal (Berlin)
- National Defense Service Medal
- Sharpshooter Marksmanship Qualification Badge with Rifle Bar (M-14) effective 18 August 1966

. The applicant's DA Form 20 shows in item 31 he departed Germany on 29 September 1967.

9. The applicant's DD Form 214 shows:

a. He was honorably released from active duty on 2 October 1967, as an early release overseas returnee and transferred to the U.S. Army Reserve (USAR) Control Group (Reinforcement).

b. He completed 2 years, 11 months, and 13 days of active service, of which 2 years, 5 months, and 4 days were foreign service in the U.S. Army Europe (USAREUR).

c. Item 21 shows he was awarded or authorized:

- Sharpshooter Marksmanship Qualification Badge with Rifle Bar (M-14 is not specified)
- National Defense Service Medal

BOARD DISCUSSION:

1. 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. Upon review of the applicant's petition and available military records, the Board determined there was sufficient evidence to warrant a correction to his records to show he was authorized to the awards requested and therefore, the Board granted relief.

2. Administrative Note: A review of the applicant's records shows his DD Form 214 covering the period ending 2 October 1967, should be amended by adding:

- Army of Occupation Medal with Germany Clasp
- Army Good Conduct Medal

BOARD VOTE:

Mbr 1 Mbr 2 Mbr 3

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

BOARD DETERMINATION/RECOMMENDATION:

The Board determined the evidence presented is sufficient to warrant partial relief. As a result, the Board recommends that all Department of the Army records of the individual concerned be corrected by amending the applicant's DD Form 214, for the period ending 2 October 1967 by:

- Awarding him the Army Good Conduct Medal (First Award) for the qualifying period of 20 October 1964 to 2 October 1967
- Adding the following awards to his DD Form 214:
 - Army Good Conduct Medal
 - Army of Occupation Medal with Germany Clasp
 - Expert Marksmanship Qualification Badge with Rifle Bar (M-14)

X //SIGNED//

CHAIRPERSON

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.

ADMINISTRATIVE NOTE(S):

A review of the applicant's records shows his DD Form 214 covering the period ending 2 October 1967, should be amended by adding the Army of Occupation Medal with Germany Clasp to item 24.

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 600-8-22 (Military Awards) prescribes Army policy, criteria, and administrative instructions concerning individual and unit military awards.

a. The Army of Occupation Medal is awarded for service of 30 consecutive days at a normal post of duty in a qualifying location. Personnel at a qualifying location as an inspector, courier, and escort on temporary or detached duty are precluded from eligibility.

b. For award of the Army of Occupation Medal with Germany Clasp, qualifying service must have occurred between 9 May 1945 and 5 May 1955. Service between 9 May 1945 and 8 November 1945 will be counted only if the European-African-Middle Eastern Campaign Medal was awarded for service before 9 May 1945. The Army of Occupation Medal with Germany Clasp is also for authorized for service in the Army of Occupation of Berlin between 9 May 1945 and 2 October 1990.

c. The Army of Occupation Medal Clasp shows Soldiers who served in the European Theater during the occupation of Europe will wear the clasp inscribed "Germany." Soldiers who served in the Far East Theater during the occupation of the Far East will wear the Clasp inscribed "Japan." Clasps bearing other inscriptions are not authorized.

d. Marksmanship qualification badges are awarded to indicate the degree in which an individual has qualified in a prescribed record course and an appropriate bar is furnished to denote each weapon with which he or she qualified. Each bar will be attached to the basic badge that indicates the qualification last attained with the respective weapon. Basic qualification badges are of three classes: Expert, Sharpshooter, and Marksman. An award for previous marksmanship weapons qualification is revoked automatically whenever an individual, upon completion of firing a record course for which the previous award was made, has not attained the same qualification. In the event a badge is authorized for firing a limited or sub-caliber course, it is automatically revoked if a record service course is subsequently fired. If the bar, which is revoked automatically, is the only one authorized to be worn on the respective

basic qualification badge, the award of the badge likewise is revoked automatically. An award once revoked will not be reinstated.

//NOTHING FOLLOWS//