

IN THE CASE OF: [REDACTED]

BOARD DATE: 29 August 2024

DOCKET NUMBER: AR20230014717

APPLICANT REQUESTS: the DD Form 214 (Certificate of Release or Discharge from Active Duty) for the service period ending 30 September 1983, of the deceased Service Member (SM), her husband, be corrected to show his award of the Army Commendation Medal (ARCOM).

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

- DD Form 149 (Application for Correction of Military Record)
- Extrait D'Acte de Marriage (Marriage Certificate)
- [REDACTED] Certificate of Death
- ARCOM Certificate
- 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 she is requesting the SM's ARCOM be added to his DD Form 214. She believes he earned the award and as such, the DD Form 214 should reflect it.
3. The applicant provides an ARCOM Certificate shows the SM's name and SSN. The certificate shows he was awarded the ARCOM for meritorious service during the period of 1 October 1978 to 29 September 1979 while serving as the Power Generation Equipment Repairman for the 59th Air Traffic Control Battalion.
4. Having had prior service, the SM enlisted in the Regular Army on 27 June 1978. His DD Form 214 shows he completed 5 years, 3 months, and 4 days of active service with 17 years and 29 years of prior active service. The DD Form 214 does not list the ARCOM among his authorized awards.

5. By regulation (AR 600-8-22), the Army Commendation Medal may be awarded to any member of the Armed Forces of the United States who, while serving in any capacity with the Army after 6 December 1941, distinguishes himself or herself by heroism, meritorious achievement, or meritorious service. As with all personal decorations, formal recommendations, approval through the chain of command, and announcement in orders are required.

BOARD DISCUSSION:

After reviewing the application and all supporting documents, the Board determined relief was warranted. Based upon the provided ARCOM certificate, the Board concluded there was sufficient evidence to show that the FSM was previously awarded an ARCOM during his period of military service which is not currently reflected on his DD Form 214. As a result, the Board recommended granting the requested relief.

BOARD VOTE:

Mbr 1 Mbr 2 Mbr 3

<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	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 Army records of the individual concerned be corrected by amending the applicant's DD Form 214 by awarding and adding the Army Commendation Medal.

3/6/2025

X

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.

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 Department of the Army policy, criteria, and administrative instructions concerning individual and unit military awards. The Army Commendation Medal may be awarded to any member of the Armed Forces of the United States who, while serving in any capacity with the Army after 6 December 1941, distinguishes himself or herself by heroism, meritorious achievement, or meritorious service. As with all personal decorations, formal recommendations, approval through the chain of command, and announcement in orders are required.

//NOTHING FOLLOWS//