

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 16 August 2024

DOCKET NUMBER: AR20230014872

APPLICANT REQUESTS: correction of his DD Forms 214 (Armed Forces of the United States Report of Transfer or Discharge) to show in item 3 (Social Security Number) as a different month, day, and year.

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

- DD Form 149 (Application for Correction of Military Record)
- DD Forms 214
- Three forms for identification
- A letter issued by National Personnel Records Center (NPRC), dated 6 October 2023

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 DOB does not match his vital records. This request is to ensure accurate information is reflected in his service record.
3. The applicant provides:
 - a. A letter issued by NPRC, dated 6 October 2023, shows he was directed to the Army Review Boards Agency (ARBA), as the proper authority to amend records.
 - b. A concealed weapons permit issued by the state of South Carolina (SC), which shows his DOB as the requested DOB.
 - c. Department of Veterans Affairs (VA) healthcare identification reflects the applicant's name as it appears in his service record.

d. A driver's license issued by the state of SC, which shows his DOB as the requested DOB.

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

a. He enlisted in the Regular Army on 15 July 1953, his DOB at the time is shown as the contested DOB.

b. His DD Form 214, for the period ending on 30 June 1960, shows he was honorably discharged for the purpose of an immediate reenlistment. He completed 6 years, 11 months, and 16 days of active service. It also shows in item 6 (DOB) as the contested DOB.

c. His DA Form 20 (Enlisted Qualification Record) reflects the applicant's DOB as the contested DOB.

d. His DD Form 214 shows he immediately reenlisted on 1 July 1960 and was honorably discharged on 29 August 1966. He completed 6 years, 1 month, and 29 days of active service. It also shows in item 6 (DOB) the contested DOB.

e. VA Form 07-3101 (Request for Information), dated 15 July 1977, reflects the applicant's DOB as a different date of birth than requested or contested.

BOARD DISCUSSION:

1. After reviewing the application, all supporting documents, and the evidence found within the military record, the Board found that relief was not 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 evidence presented does not demonstrate the existence of a probable error or injustice. The applicant used the contested social security number during his entire period of service. The Board determined the overall merits of this case are insufficient as a basis for correction of the records of the individual concerned. Based on the service record and a preponderance of the evidence, the Board denied relief.

2. The Army has an interest in maintaining the integrity of its records for historical purposes. The information in those records must reflect the conditions and circumstances that existed at the time the records were created. In the absence of evidence that shows a material error or injustice, there is a reluctance to recommend that those records be changed.

3. The applicant is advised that a copy of this decisional document, along with his application and the supporting evidence he provided, will be filed in his official military records. This should serve to clarify any questions or confusion regarding the difference in the social security number recorded in his military records and to satisfy his desire to have his social security number documented in his military records.

BOARD VOTE:

Mbr 1 Mbr 2 Mbr 3

:	:	:	GRANT FULL RELIEF
:	:	:	GRANT PARTIAL RELIEF
:	:	:	GRANT FORMAL HEARING
■	■	■	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.

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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 635-5 (Personnel Separations Separation Documents) in effect at the time, states that the DD Form 214 will be furnished to each individual who is separated from the Regular Army and Reserve Components, regardless of the actual number of days served. The purpose of a separation document is to provide the individual, with documentary evidence of their military service. It is vital record for interested government agencies which assist veterans in obtaining the rights all benefits to which they are entitled. It is important that information entered thereon is complete and accurate. Accordingly, local procedure will be established to ensure that entries on the forms are verified against source documents for completeness and accuracy.

//NOTHING FOLLOWS//