

IN THE CASE OF: ██████████

BOARD DATE: 1 August 2024

DOCKET NUMBER: AR20230014878

APPLICANT REQUESTS: correction of his DD Form 214 (Certificate of Release or Discharge from Active Duty) to show a different social security number (SSN) from ██████████ to ██████████

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

- DD Form 149 (Application for Correction of Military Record)
- DD Form 44 (Record of Military Status of Registrant)
- NGB Form 22 (Report of Separation and Record of Service in the Army National Guard)
- DD Form 214 (Armed Forces of the United States Report or Transfer or Discharge)

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 he would like the last two digits of his SSN listed corrected on his DD Form 214. The SSN reads ██████████ but should read ██████████. He was recently informed he qualified for Veteran benefits due to changes affecting former Army National Guard (ARNG) members. While completing his forms, the applicant noticed the last two digits of his SSN were inverted and were incorrect on his DD Form 214. His DD Form 44 was manually corrected and signed by ██████████ Captain (CPT), ██████████ Army National Guard (█████ ARNG). His NGB Form 22 was also corrected.
3. The applicant provides the following documents:
 - a. A DD Form 44 dated 1 February 1970 shows the requested SSN in block # 3 (Service No./SSAN), signed by Captain ██████████

b. His NGB Form 22 shows in Block 2 (Service No.) a line through the "8" with initials JJF written above the block and manually inscribed "08." The form was signed by CPT [REDACTED]

c. A DD Form 214 lists in Block 32 (Remarks) his SSN as [REDACTED], a number different from that requested. A manual note is written which states "should be 08."

4. A review of the applicant's service record shows:

a. He enlisted in [REDACTED] ARNG on 5 February 1964. His DD Form 4 (Enlistment Record-Armed Forces of the United States) is void a block that indicates SSN and only lists the applicant's service number.

b. The applicant's available service is very limited and void of source documents with his SSN.

c. He entered active duty on 26 June 1964. He was honorably released from active duty on 19 December 1964. His DD Form 214 shows he completed 5 months and 24 days of active service with no lost time. Block 32 (Remarks) list his SSN as [REDACTED], a number different from that requested.

5. By regulation (AR 635-8), currently in effect, 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 3 (Social Security Number) states verify accuracy by reviewing initial enlistment contract and/or application for appointment. If the Soldier has had more than one social security number, list the other social security number 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 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, unless there is sufficient evidence that shows a material error or injustice. The ABCMR begins its consideration of each case with the presumption of administrative regularity. The applicant has the burden of proving an error or injustice by a preponderance of the evidence.

a. A majority of the Board determined that for this type of cases, they generally prefer to have the relevant social security card as supporting evidence, but since the NGB Form 22 has the requested SSN, that's sufficient to support the request.

b. The member in the minority indicated that the evidence of record shows the applicant enlisted, used, and served under the contested SSN, ending with 80 during his service. The member in the minority found no evidence he served under or used the requested SSN that starts with 08 during his service. More importantly, the applicant did not provide a copy of his correct social security card or documentation from the Social Security Administration in support of his request. There is insufficient evidence to support the relief he requested.

BOARD VOTE:

Mbr 1 Mbr 2 Mbr 3

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

BOARD DETERMINATION/RECOMMENDATION:

Th 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 a social security number similar to the one shown on his NGB Form 22.

	8/1/2024
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 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 3 (Social Security Number) states verify accuracy by reviewing initial enlistment contract and/or application for appointment. If the Soldier has had more than one social security number, list the other social security number of record in Block 18 (Remarks).

//NOTHING FOLLOWS//