

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 11 September 2024

DOCKET NUMBER: AR20240000573

APPLICANT REQUESTS: correction of his DD Form 214 (Armed Forces of the United States Report of Transfer or Discharge) to show a different social security number (SSN).

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

- DD Form 149 (Application for Correction of Military Record)
- DD Form 214 (Armed Forces of the United States Report of Transfer or Discharge)
- Social Security Number (SSN) Card
- Internal Revenue Service (IRS) Form 8879 (IRS e-File Signature Authorization)

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 SSN was entered incorrectly on his DD Form 214. He is requesting his DD Form 214 be amended to reflect the correct SSN, XX-XX-[REDACTED] vice XXX-XX-[REDACTED]. The last two digits were reversed.
3. The applicant provides:
  - a. His SSN card shows XXX-XX-[REDACTED].
  - b. An IRS Form 8879 dated 27 March 2023 lists the applicant's SSN as XXX-XX-[REDACTED].
4. A review of the applicant's service record shows:

a. The SM's service record is unavailable for review by the Board. However, the DD Form 214 is sufficient to conduct a fair and impartial review of this case.

b. He enlisted in the Army National Guard and entered active duty on 30 July 1970.

c. He was honorably released from active duty on 29 November 1970. His DD Form 214 shows he completed 4 months of active service for the period. Block 3 (Social Security Number) shows XXX-XX-██████, 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:

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 counsel's statement, the applicant's record of service, documents submitted in support of the petition and executed a comprehensive and standard review based on law, policy and regulation. The Board determined the evidence presented does demonstrate the existence of a probable error or injustice. Upon review of the applicant's petition and available military records, the Board determined the overall merits of this case are sufficient as a basis for correction of the records of the individual concerned. The Board found this as an administrative error by one digit being inverted. Additionally, the Board recommended the applicant seek assistance through the social security administration office for correction of his social security number and they will be able to merge them as well and notify the department of veteran affairs of the correction. Based on this, the Board granted relief to correct the applicant's SSN as shown on his social security card.

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.

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 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 for the period ending 29 November 1970 by showing his social security number as listed on his social security card.

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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 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//