

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 22 October 2024

DOCKET NUMBER: AR20240000946

APPLICANT REQUESTS: correction of her DA Form 5016 (Retirement Accounting Statement) to reflect an additional eight non-paid retirement points in her Retirement Year Ending (RYE): 25 June 2022.

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

- DD Form 149 (Application for Correction of Military Record) times three
- DA Form 1380 (Record of Individual Performance of Reserve Duty Training) for duty performed in January 2022
- Email from U.S. Army Human Resources (AHRC)
- DA Form 1380 for duty performed in April 2022
- Email from applicant
- Email from Army Reserve Administrator

FACTS:

1. The applicant states she submitted her DA Forms 1380 for duty that she performed; however, the unit Army Reserve Administrator did not process them in a timely manner.

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

a. On 26 June 1998, the applicant enlisted in the U.S. Army Reserve (USAR) and had continuous service through reenlistments.

b. DD Form 214 (Certificate of Release or Discharge from Active Duty) shows the applicant was ordered to active duty for training on 26 August 1998. On 17 December 1998, she was released from active duty after completion of 3-months and 22-days of active service. It also shows in item 24 (Character of Service) Uncharacterized, character of service.

c. On 29 November 2000, Orders Number 00-334-050, issued by Headquarters, 88th Regional Support Command, the applicant was assigned to the USAR Control Group (Annual Training), effective 29 November 2000.

d. On 28 February 2002, AHRC issued orders assigning the applicant to a USAR Troop Program Unit, effective 28 February 2002.

e. DD Form 214 shows the applicant was ordered to Active Duty for Operational Support – Reserve Component, effective 1 October 2015. She was honorably released from active duty effective 30 September 2017. It also shows she completed 2-years of active service.

f. On 20 April 2022, AHRC issued orders ordering the applicant to Active Duty for Operational Support, effective 18 April 2022. On 30 September 2022, the applicant was honorably released from active duty. DD Form 214 shows she completed 5-months and 13-days of active service.

g. DA Form 5016 dated 25 July 2024 shows during RYE 25 June 2022 the applicant obtained 43 inactive duty training points, 15 membership points, and 107 active duty training points for a total of 165 creditable points.

3. The applicant provides:

a. DA Form 1380 dated 24 January 2022 which shows the applicant performed 8-hours of duty each day during the period of 20 through 22 January 2022 for two non-paid retirement points each day. She reviewed, researched and processed sergeant major actions, teleconference calls and preparation for the G1 teleconference. The DA Form 1380 was digitally signed on 24 January 2022 by Lieutenant Colonel (LTC) M- S- Deputy G1 as the officer who had knowledge of the duty performed.

b. Email dated 31 March 2022, the AHRC Retirement Points Team returned the DA Form 1380 for duty she performed in January 2022 for correction due to a discrepancy in the number of hours performed and number of points to be awarded each day.

c. DA Form 1380 dated 13 April 2022 which shows the applicant performed 8-hours of duty on 8 April 2022 for two non-paid retirement points. She reviewed, researched and processed sergeant major actions, teleconference calls and preparation for the G1 teleconference. The DA Form 1380 was digitally signed on 13 April 2022 by LTC M- S-, Deputy G1 as the officer who had knowledge of the duty performed.

d. Email dated 13 April 2022, shows the applicant submitted her DA Form 1380 for duty performed in April 2022 for processing through the 99th Readiness Division.

e. Email dated 7 December 2023, advising the applicant it could not be validated that her personnel action request for awarding retirement points was submitted for processing. She needed to resubmit them via Integrated Personnel and Pay System – Army.

4. On 5 March 2024, in the process of this case, Headquarters, U.S. Army Reserve Command, provided an advisory opinion regarding the applicant's request to be awarded additional retirement points. The advisory official stated after a review of the applicant's documents, it was determined she should be awarded 10 points (later updated to 8 points by the USARC official). The applicant's Army Reserve Administrator did not process her DA Forms 1380 in a timely manner. A favorable determination would allow the Readiness Division to update the points.

5. On 19 March 2024, the applicant responded via email, she stated she concurred with the advisory opinion; however, her rank is incorrect in the advisory opinion. It should be master sergeant.

6. On 16 October 2024, USARC provided an updated advisory opinion correcting the advisory opinion dated 5 March 2024 to show 8 retirement points awarded vice 10 retirement points awarded in alignment with the applicant's request.

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 applicant's contentions, the military record, and regulatory guidance were carefully considered. The applicant states she submitted her DA Forms 1380 for duty that she performed; however, the unit Army Reserve Administrator did not process them in a timely manner. An official at USARC stated after a review of the applicant's documents, it was determined she should be awarded 10 points (updated to reflect 8 points) as the applicant's Unit Administrator did not process her DA Forms 1380 in a timely manner. The Board agreed with the USARC advisory official that the applicant should receive 8 retirement points awarded in alignment with the applicant's request.

2. Prior to closing the case, the Board did note the analyst of record administrative notes below, and recommended the correction is completed to more accurately depict the military service of the applicant.

BOARD VOTE:

Mbr 1 Mbr 2 Mbr 3

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

BOARD DETERMINATION/RECOMMENDATION:

In addition to the correction addressed in Administrative Note(s) below, 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 awarding the applicant 8 qualifying retirement points, based on submitted DA Form 1380, dated 24 January 2022, for retirement points only, and provided all other criteria is met.

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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.

ADMINISTRATIVE NOTE(S):

1. Reference the enclosed request for correction of military records from the subject individual to correct his DD Form 214 (Certificate of Release or Discharge from Active Duty) for the period of 26 August through 17 December 1998, by:

- a. Delete: item 24 (Character of Service): Uncharacterized
- b. Add: item 24: honorable

2. A review of the records listed below (enclosed) is sufficient to substantiate correction of the DD Form 214 without action by the Board.

- DD Form 214 period of service 26 August through 17 December 1998
- Army Regulation 635-8 (Personnel Separations – Separation Processing and Documents

3. Please correct the applicant's DD Form 214 by deleting and adding the items shown in paragraph 1 above. Provide the applicant a copy of the corrections, and as applicable the medals and citations. Please ensure that the corrections are recorded in the applicant's official military personnel record.

REFERENCES:

1. Army Regulation (AR) 140-1 (Mission, Organization, and Training), provides policy guidance on the mission, organization, and training of the U.S. Army Reserve (USAR).

a. Paragraph 3-11 (Equivalent Training (ET)), ET is performed in lieu of scheduled training (either Rescheduled Training (RST) or, Unit Training Assembly (UTA) or Multiple Unit Training Assembly (MUTA)). Pay or retirement point credit, or both is authorized. ET must be accomplished within 60-days after the training for which it is substituted, or by the end of the training year (fiscal year) if within 60-days of that date. An explanation of the circumstances will be included, with a statement that the ET, if granted, will not cause the Soldier to exceed the 48 paid unit assemblies for the fiscal year. a. ET is limited to Soldiers who have missed a UTA, MUTA, or RST due to unforeseen personal emergencies and desire to make it up. No more than 4 UTAs may be made up during a fiscal year. b. ET given will be the same type and quality as the training missed. It will be appropriate to, and enhance the ability of, Soldiers to carry out their assigned duties. For staff or support personnel, this may include duty which enhances unit training, management, or readiness. c. ET must be at least as long as the training missed. d. ET will not be granted for assemblies missed due to ADT.

b. Paragraph 3-14 (Additional training assemblies (ATAs)), ATAs may be used to conduct additional wartime or assigned mission training. An ATA will be a minimum of 4-hours. No more than 12 ATAs will be performed by any one individual per year.

2. AR 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records), prescribes policy for U.S. Army Reserve (USAR) training and retirement point credit.

a. Paragraph 2-1 (Criteria for crediting retirement points), the limitations on the number of points which may be credited to a Soldier during a retirement year. Maximum-365 (366 during leap year) points. However, Annual or Terminal Statement of Retirement Points will report all points earned. Retirement points credited for activities other than active service or funeral honors may not exceed 130 retirement points for anniversary years closing on or after 30 October 2007. Inactive duty training (IDT) will be either 4-hours in length for one retirement point or 8-hours in length for two retirement points, with the exception of the 2-hour IDT funeral honors duty.

b. Paragraph 2-2 (Criteria for earning retirement points) states retirement points may be earned by USAR Soldiers for active duty or duty in an active status for ADT, initial active duty for training (IADT), involuntary active duty for training (involuntary ADT), voluntary IDT, annual training (AT), IDT, membership points, and for other training of individual Soldier in a non-pay status.

c. Paragraph 2-4 (Criteria for awarding retirement points), personnel on AD, ADT, IADT, involuntary ADT, or AT are awarded 1 point for each calendar day they serve in one of these categories and may not be awarded additional points for other activities while in such status. Table 2-1 provides criteria for award of retirement points for IDT performed in accordance with AR 140-1 (unless another reference is cited). Most types of IDT are covered by one of the following rules on required duration of IDT and calendar day limitations on points. Soldiers are authorized a maximum of one medical and one dental physical health assessment for 4-hour periods per fiscal year unless follow-ups are authorized at the need of the Army due to further medical screening per AR 40-501.

- Four-hour rule; Soldiers earn one point for each scheduled 4-hour period of IDT at Battle Assembly, Rescheduled Training (RST), ET, or Additional Training Assemblies
- Four/eight-hour rule; Soldiers earn one point for each 4-hour or greater period, award of a second point in the same day requires additional hours to bring the day's total to a minimum of 8-hours for a maximum of two points in 1 calendar day

d. Table 2-1 (Award of IDT retirement points) rule 10; performs staff and administrative duties as additional training for points only in support of Troop Program Unit activities as a Selected Reserve Soldier may be awarded points under the 4-hour/8-hour rule except for UTA/MUTA, RST, ET, make up assemblies or ATA.

e. Paragraph 3-3 (DA Form 1380), DA Form 1380 will be prepared for a unit Soldier who performs ET or additional training with their unit subsequent to the scheduled BA. TPU units will retain one copy of the DA Form 1380 to post the appropriate entry into ADARS for the month's report and then place in the appropriate Army records information management system file. Non-paid DA Forms 1380 will not be entered into

ADARS and will be forwarded to HRC for award of retirement points no later than the end of each duty month.

f. Table 3-1 provides that the code "N" will be entered for RST. The code "N" indicates the Soldier is entitled to retirement point credit only. The code "P" indicated the Soldier is entitled to retirement point credit and pay.

3. Department of Defense Instruction (DoDI) 1215.07 (Service Credit for Non-Regular Retirement) states inactive duty may be credited for each attendance at an inactive duty training period. A maximum of 2 retirement points for attendance at inactive duty training periods or equivalent training, in any 1 calendar day. The Service member's participation is without payment other than the pay to which the Service member is entitled as a Reserve Component member. Credit no more than one retirement point for fewer than 8-hours.

//NOTHING FOLLOWS//