

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 6 November 2024

DOCKET NUMBER: AR20240001465

APPLICANT REQUESTS: retirement points credit for duties performed in the U.S. Army Reserve during March, April, and May 2023.

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

- DD Form 149 (Application for Correction of Military Record)
- DA Form 1380 (Record of Individual Performance of Reserve Training), dated 20 April and 19 May 2023
- Memorandum of Justification

FACTS:

1. The applicant states three separate DA Forms 1380 were submitted unsigned. They were submitted on time (<60 days after her duty) to her IMA (Individual Mobilization Augmentee) coordinator. However, when IPPS-A (The Integrated Personnel and Pay System – Army) process took over, they were not processed as usual. Two were sent to the U.S. Army Human Resources Command (AHRC) by IMA (Individual Mobilization Augmentee) coordinator without his signature. Another one was uploaded to IPPSA via PAR (Personnel Action Request), also unsigned.
2. The applicant was appointed a Reserve commissioned officer on 3 May 2008. She entered active duty on 17 June 2012 as a Reservist. She was promoted to major in June 2018.
3. She was honorably released from active duty on 30 November 2019. She was transferred to an IMA position of the U.S. Army Reserve.
4. The applicant's DA Form 5016 (Retirement Accounting Statement), dated 20 October 2024 shows she has completed 20 qualifying years of service broken down as follows:

BEGIN DATE	END DATE	MIL PER CLASS	SERVICE TYPE	INACTIVE DUTY POINTS	FHD POINTS	EXT COURSE POINTS	MEMBER-SHIP POINTS	ACTIVE DUTY POINTS	QUALIFYING FOR RETIREMENT			POINTS EARNED	POINTS CREDITABLE	NOT CREDITED REASON(S)
									YRS	MOS	DAYS			
20220920	20221113	O	IMA	1	0	0	2	0	00	00	00	3	3	
20221114	20230919	O	IMA	10	0	0	13	12	00	00	00	35	35	
20230920	20240919	O	IMA	62	0	0	15	12	01	00	00	89	89	
20240920		O	IMA	0	0	0	0	0	00	00	00	0	0	
CAREER TOTALS				438	0	4	248	3266	20	00	00	3956	3956	

4. She provides three DA Form 1380 together with a Justification Memorandum, signed by the applicant, that starts "This memo is to certify that the 1380's attached were valid and submitted to the IMA coordinator within 60 days. However, the 24MAR (i.e., 24 March 2023) and 12APR (i.e., 24 April 2023) 1380s were submitted unsigned. I had my current NCOIC (Noncommissioned Officer in-Charge) verify my time taking the ACFT (Army Combat Fitness Test) and attending my PHA (Periodic Health Assessment). My XO (Executive Officer) verified that I was in clinic performing assigned duties and signed the 11 May 1380 for points. This was uploaded to PAR (Personnel Action Request) at the instruction of my IMA coordinator. Unbeknownst to me, this was also not returned signed to me when I uploaded it. I plan to be more diligent in the future when reviewing 1380's that are uploaded to IPPS-A via PAR."

- DA Form 1380 dated 20 April 2023, ACFT, 4 hours of duty (N1) for Points Only performed on 24 March 2023. The form is signed on 11 January 2024
- DA Form 1380 dated 20 April 2023, PHA 4 hours of duty (N1), for Points Only performed on 12 April 2023. The form is signed on 11 January 2024.
- DA Form 1380 dated 19 May 2023, for various IMA duties/positions (N2) for Points Only performed on 11 through 19 May 2023. The form is signed on 23 January 2024.

5. On 28 August 2024, the U.S. Army Human Resources Command provided an advisory opinion in the processing of this case. An AHRC advisory official stated:

a. This applicant requests the accreditation of retirement points for duty performed from March 2023 through May 2023. AHRC has reviewed the application. According to Army Regulation (AR) 140-185, Training and Retirement Point Credits and Unit Level Strength Accounting Records, Table 2-3, Award of inactive duty training retirement points, Rule 13 states that if a Soldier "Performs Physical Health Assessment (PHA) and SELRES (Selected Reserve) is authorized annually under paid and nonpaid," then the Soldier will be awarded one retirement point per day per anniversary year for medical and dental each. Additionally, AR 140-185, paragraph 3-3, requires that nonpaid Record of Individual Performance of Reserve Duty Training (DA Forms 1380) be forwarded for processing to award retirement points by the end of each duty month. The enclosed DA Forms 1380 show that duties were performed in March 2023, April 2023, and May 2023 but were signed in January 2024. The DA Forms 1380 also reflect multiple errors.

b. The DA Forms 1380 were not prepared or submitted as per AR 140-185. Essential Personnel Services (EPS) recommends that the assigned unit complete DA Forms 1380 as per AR 140-185, Table 2-3, and specify the related duty performed. Retirement points can be awarded once the DA Forms 1380 are corrected. This office cannot award retirement points without direction from the Army Review Boards Agency.

6. The applicant responded to the advisory opinion on 17 September 2024 and stated that she had her S1 review the DA Forms 1380 and hopefully fix all the errors. The dates were verified and the 1380's signed again. The applicant resubmitted the same forms with the same errors and same signature dates.

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 Board carefully considered 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. Upon review of the applicant's petition, available military records and U.S. Army Human Resources Command -Personnel Services Division advisory, the Board concurred with the advising official recommendation that without direction from the ABCMR Board they could not correct the applicant's DA Form 1380's. Evidence shows the applicant's enclosed DA Forms 1380, that duties were performed in March 2023, April 2023, and May 2023 but were signed in January 2024. The Board determined there is sufficient evidence to support the applicant's contentions for retirement points credit for duties performed in the U.S. Army Reserve during March, April, and May 2023. Therefore, the Board granted relief.

BOARD VOTE:

Mbr 1      Mbr 2      Mbr 3

<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" 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 the Army records of the individual concerned be corrected to show the applicant is authorized retirement points credit for duties performed in the U.S. Army Reserve during March, April, and May 2023.

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. Army Regulation 135-180 (Army National Guard and Reserve, Retirement for Regular and Non-Regular Service) prescribes policy and procedures governing the granting of retired pay for non-regular service to Soldiers in the Army National Guard (ARNG), Army National Guard of the United States (ARNGUS), and the U.S. Army Reserve (USAR). The DA Form 5016 (Retirement Accounting Statement) provides members of the Reserve Components a detailed listing of retirement points earned in the previous completed anniversary years and assists units and Soldiers in verifying retirement points earned during the annual review. Appendix B-1 provides a detailed and long listing of service creditable as qualifying service and Appendix B-2 provides a listing of service not creditable as qualifying service.
2. Army Regulation 140-185, Training and Retirement Points Credits and Unit Level Strength Accounting Records, sets responsibilities and procedures to establish and maintain retirement records prescribing the types of training and activities for which retirement points are authorized. Paragraph 3-3 covers the DA Form 1380:
  - a. The purpose of this form is to record IDT (Inactive Duty Training) by—
    - (1) Troop Program Unit (TPU) Soldiers performing IDT assemblies when pay is authorized, and the Soldier is not present to sign the IDT attendance roster.

(2) TPU Soldiers attached to another USAR (U.S. Army Reserve) unit for 89 or fewer days. In such cases the unit of attachment will prepare DA Form 1380 and forward to unit of assignment for recording attendance.

(3) Non-unit Soldiers under the jurisdiction of AHRC who are attached for retirement points only to USAR TPUs, ARNG units, or to another Service or component for training per AR 140–10. Only attached Soldiers are authorized to perform IDT with the exception of one annual physical health assessment each for medical and dental readiness when authorized by the command prior to the event. Note: Non-unit Soldiers attached for retirement point credit to IMA (Individual Mobilization Augmentee) detachments are reported on DA Form 1379 for those units.

(4) Non-unit Soldiers performing other inactive duty training for retirement point credit as outlined in table 2–3.

b. The DA Form 1380 will be prepared for a unit Soldier who performs ET (equivalent training) or additional training with their unit subsequent to the scheduled BA (battle Assembly). TPU units will retain one copy of the DA Form 1380 to post the appropriate entry into ADARS (Automated Drill Attendance Reporting Software) for the month's report and then place in the appropriate Army records information management system file. Nonpaid DA Forms 1380 will not be entered into ADARS and will be forwarded to AHRC for award of retirement points no later than the end of each duty month. The DA Form 1380 will be scanned into the Soldier's iPERMS by the unit of assignment.

c. Table 2-23 of Army Regulation 140-185 provides for award of inactive duty training retirement points. Rule 3, Attends 4-hour BA, Is an IRR or active SELRES with an IMA detachment in a non-pay status; then the individual will be awarded Points under 4-hour rule Soldier attached (category H, D, G, or N)

//NOTHING FOLLOWS//