

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 26 November 2024

DOCKET NUMBER: AR20240001909

APPLICANT REQUESTS: retirement points credit for duties performed in the U.S. Army Reserve during September 2022.

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 Duty Training, 19 and 21 September 2022'
- Memorandum, 14 November 2023, SUBJECT: Exception to Policy to Army Regulation 140-185

FACTS:

1. The applicant states two retirement points are missing from his time in service. The DA Forms 1380s were submitted on-time, but the Army failed to update his records in a timely manner. He submitted two DA Forms 1380 in September of 2022. They were not processed immediately by his unit, and when they finally began the process IPPS-A had just recently launched. Several months later (almost a year by then), his IPPS-A request was returned to him for corrections; they instructed him to submit new DA Forms 1380 with his DoD # and not his social security number. By this time, they had a new Commander for the company, so he typed an MFR (memorandum for record) and signed his updated DA Forms 1380. Recently, his IPPSA PAR (Personnel Action Request) was returned stating that he needed to go through this process for these corrections. He is requesting his two retirement points (not pay) as documented in his supporting documentation. Attached are the 2 original 1380s, the updated 1380s, and a memorandum for record.

2. Having had prior enlisted service in the Army and Air National Guard, the applicant was appointed a Reserve commissioned officer on 1 February 2018.

3. The applicant served in a variety of assignments, including active-duty mobilization. He was promoted to captain in October 2022.

4. On 13 September 2024, the applicant was issued a Notification of Eligibility fir Retired Pay at Age 60 (20-Year Letter).

5. The applicant's DA Form 5016 (Retirement Accounting Statement), dated 21 June 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	EXT COURSE POINTS	MEMBER -SHIP POINTS	ACTIVE DUTY POINTS	QUALIFYING FOR RETIREMENT			POINTS EARNED	POINTS CREDIT- ABLE
								YRS	MOS	DAYS		
20210523	20220522	O	TPU	48	0	15	88	01	00	00	151	
20220523	20221113	O	TPU	27	0	7	76	00	05	22	110	
20221114	20230522	O	TPU	26	0	8	17	00	06	09	51	
20230523	20240522	O	TPU	27	0	15	218	01	00	00	260	
20240523		O	TPU	0	0	0	24	00	00	00	24	
CAREER TOTALS				656	77	253	2742	20	00	00	3728	

4. The applicant provides two DA Form 1380 together with a letter from his commander that reads: "Soldier submitted two approved DA Form 1380s last year but have yet to be fully processed. The forms were returned via IPPS-A for a minor correction in August of this year. These 1380s are over a year old, and the commander who approved them is no longer in command. As the new commander I approve these 1380s and recommend they be processed for approval. [Applicant] submitted two DA Form 1380s for retirement points only; the dates are 19 September 2022 and 21 September 2022.

- DA Form 1380 dated 13 October 2023, 4 hours of duty (N1) for Points Only performed on 21 September 2022
- DA Form 1380 dated 18 October 2023, 4 hours of duty (N1), for Points Only performed on 19 September 2023

5. On 12 August 2024, the U.S. Army Reserve Command ((USARC) provided an advisory opinion in the processing of this case. USARC reviewed [Applicant's] documents in accordance with Army Regulation (AR) 140-185, Training and Retirement Point Credits and Unit Level Strength Accounting Records and they should be awarded two (2) points. The unit did not properly process the forms for the Soldier, but a positive adjudication by ARBA would allow the Readiness Divisions to update the record. Full administrative relief granted.

6. The applicant was provided a copy of this advisory opinion to give him an opportunity to submit comments. No response was received.

### 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 Board accepted the applicant's argument that the unit did not properly process the retirement points form and that the missing retirement points resulted from the Army's

transition to IPPS-A. Also, the Board reviewed and agreed with the USARC advisory official's determination that the applicant should be awarded two (2) retirement points.

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 awarding the applicant 2 qualifying retirement points, based on submitted DA Form 1380 for 13 and 18 October 2023, 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.

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 except for 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 after 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.

//NOTHING FOLLOWS//