

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 3 December 2024

DOCKET NUMBER: AR20240002319

APPLICANT REQUESTS: Correction of her DA Form 5016 (Retirement Accounting Statement) to reflect she was awarded:

- 2 retirement points for duty and training for Retirement Year Ending (RYE) beginning on 14 November 2022 and ending on 19 April 2023
- 12 retirement points for duty and training for RYE beginning on 20 April 2023 and ending on 19 April 2024

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

- DD Form 149 (Application for Correction of Military Record)
- Four DA Forms 1380 (Record of Individual Performance of Reserve Duty Training)
- Email correspondence

FACTS:

1. The applicant states she submitted the DA Forms 1380 for retirement points, but by the time the S1 processed the documents in the Integrated Personnel and Pay System – Army (IPPS-A), the dates were limited for submission. Several months of points were rejected and she received a message from the 99th Readiness Division stating her points for April through July 2023 were not processed due to a 120-day rule in IPPS-A.

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

- a. She enlisted in the U.S. Army Reserve (USAR) on 20 April 2004.
- b. On 17 December 2007, she entered active duty in support of Operation Iraqi Freedom. On 20 November 2008, she was Released from Active Duty (REFRAD) honorably. She completed 11 months and 11 days of service this period.
- c. She reenlisted in the USAR on 3 March 2013 for a term of 6 years and on 4 May 2019, she reenlisted in the USAR for an indefinite term.

d. DA Form 5016 generated on 20 June 2024 shows:

- for the RYE 19 April 2023, the applicant earned 29 Inactive Duty Training (IDT) points, 6 membership points, and 5 active duty points, totaling 40 total points creditable
- for the RYE 19 April 2024, the applicant earned 95 IDT points, 15 membership points, and 14 active duty points, totaling 124 total points creditable
- at the time he completed 20 years of qualifying service for retirement

3. The applicant provides:

a. Four DA Forms 1380 that shows the applicant completed company First Sergeant training/duty on the following dates. The forms were endorsed by Captain C- C- as the officer having knowledge of the duties performed.

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| • 7 April 2023; 4 hours; 1 point | 11 April 2023; 4 hours; 1 point |
| • 12 May 2023; 4 hours; 1 point | 16 May 2023; 4 hours; 1 point |
| • 30 June 2023; 4 hours; 1 point | 5 July 2023; 4 hours; 1 point |
| • 17 July 2023; 4 hours; 1 point | 18 July 2023; 4 hours; 1 point |
| • 19 July 2023; 4 hours; 1 point | 20 July 2023; 4 hours; 1 point |
| • 21 July 2023; 4 hours; 1 point | 24 July 2023; 4 hours; 1 point |
| • 25 July 2023; 4 hours; 1 point | 27 July 2023; 4 hours; 1 point |

b. Email correspondence from the applicant's S-1 Human Resource Noncommissioned Officer that states her DA Forms 1380 for the month of August through December 2023 were accepted, but April to July 2023 were not processed due to IPPS-A only being able to go back 120 days from the date of processing and to make a request to the Army Review Boards Agency (ARBA) for correction.

4. On 10 October 2024, Headquarters, U.S. Army Reserve Command, (USARC) STL, Military Services Office, provided an advisory opinion pertaining to the review of retirement points for duty performed during RYEs 19 April 2023 and 19 April 2024. USARC reviewed the applicant's request and determined she should be awarded 14 points in accordance with Army Regulation (AR) 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records). The applicant's unit did not process the DA Forms 1380 in the required timeframe, and they were rejected by the 99th Readiness Division. A favorable adjudication from ARBA would allow the Readiness Division to update the applicant's points.

5. On 17 October 2024, the applicant was provided with a copy of the advisory opinion for comment or rebuttal. She responded in effect concurring with the advisory opinion.

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 her retirement points were not processed due to the Army's transition to IPPS-A. The Board also reviewed and agreed with the USARC determination that she should be awarded 14 points in accordance with AR 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records). The applicant's unit did not process the DA Forms 1380 in the required timeframe, and they were rejected by the 99th Readiness Division. Therefore, the Board determined relief is warranted.

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 14 qualifying retirement points, based on submitted DA Form 1380 for 7 and 11 April, 12 and 16 May, 30 June, and 5 thru 27 July 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.

REFERENCE

AR 140-185 (Training and Retirement Point Credits and Unit Level Strength and Accounting Records) prescribes the types of training and activities for which retirement points are authorized and the procedures for recording retirement point credits and training for U.S. Army Reserve (USAR) Soldiers. A qualifying year of service for non-regular retired pay is a full year during which a Reserve Component member is credited with a minimum of 50 retirement points. Except as otherwise provided by law, an accumulation of 20 such years is one requirement necessary to qualify for non-regular retired pay. The Anniversary Year Ending (AYE) date is the annual date that a Soldier's retirement point record is closed out. It is utilized when referring to retirement points accounting. The AYE is much like a Reserve Soldier's "Anniversary" date and is a primary date captured in the Retirement Points Accounting System (RPAS). The anniversary year periods listed on the DA Form 5016 are calculated from an anniversary date. The criteria for establishing the service requirement for a satisfactory year of service for non-regular retirement per DODI 1215.07 and changing the anniversary year ending date are as follows:

a. The full-year periods used for the crediting of qualifying years for non-regular retirement must be based on the anniversary years. Anniversary year periods are calculated from an anniversary date. The anniversary date is the date the service member entered active service or active status in a Reserve Component.

b. Paragraph 2–2, (Criteria for Earning Retirement Points) states retirement points may be earned by USAR Soldiers for active duty (AD), or while in an active Reserve status, for ADT, initial active duty for training (IADT), involuntary active duty for training (involuntary ADT), AT, and IDT. Types of IDT are:

- regularly scheduled unit training includes UTA, and MUTA
- Regularly Scheduled Training (RST) other than UTA/MUTA
- make up assemblies for missed UTA/MUTA due to AT
- Equivalent Training (ET) in lieu of scheduled UTA/MUTA or RST
- additional training assemblies (ATA)
- two-hour unit training assemblies
- training of individual Soldiers in non-pay status

c. Paragraph 2–4 (Criteria for Awarding Retirement Points) states, 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. Most types of IDT are covered by one of the following rules on required duration of IDT and calendar day limitations on points:

- one point for each scheduled 4-hour period of IDT at UTA, RST, ET, ATA, or make up assembly maximum of 2 points in 1 calendar day
- one point for each 2 hour or greater period
- two-hour aggregates of shorter periods may be used, except in the case of 2-hour unit training assembly's maximum of 1 point in 1 calendar day
- two-hour aggregates of shorter periods may be used except in the case of 2-hour unit training assemblies
- award of a second point in the same day requires additional hours to bring the day's total to a minimum of 8, maximum of 2 points in 1 calendar day
- points may not be awarded under more than one of the rules above during any single calendar day
- Soldiers may not perform more than 48 BAs per fiscal year. Soldiers must perform RST within 60 days of the missed BA

d. Paragraph 3-3 (DA Form 1380) provides that DA Form 1380 will be prepared for a unit Soldier who performs equivalent training or additional training with their unit after the scheduled Battle Assembly. TPU units will retain one copy of the DA Form 1380 to post the appropriate entry into ADARS for the months report. Nonpaid 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.

//NOTHING FOLLOWS//