

IN THE CASE OF: [REDACTED]

BOARD DATE: 30 October 2024

DOCKET NUMBER: AR20240002658

APPLICANT REQUESTS: award of the Army Good Conduct Medal (AGCM)

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

- DD Form 149 (Application for Correction of Military Record)
- Partial DA Form 20 (Enlisted Qualification Record)
- DA Form 2627 (Record of Proceedings Under Article 15, UCMJ)
- DD Form 214 (Armed Forces of the United States Report of Transfer or Discharge)

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 he should be awarded the Army Good Conduct Medal for his period of honorable service. He received a DD Form 2627 imposing non-judicial punishment for a driving violation but does not believe that is a disqualifier to receive the requested award.
3. The applicant provides the above listed documents, to be referenced in his service record.
4. A review of the applicant's service record shows:
 - a. He was inducted into the U.S. Army on 8 July 1966 for a period of three (3) years.
 - b. His DA Form 20 shows the applicant served in Thailand from 15 July 1967 to 14 July 1968. It also shows the applicant received excellent conduct and efficiency ratings for his full-service period except for 24 December 1968, noted as good.

c. On 13 May 1969, the applicant received nonjudicial punishment for a driving violation (improper U-turn on Hiway [sic] #27). His punishment included \$50.00 forfeiture of wages, 14 days extra duty in a supervisory capacity and 14 days restriction to run concurrently. He appealed the punishment, and it was denied on 23 May 1969.

d. He was honorably released from active duty on 11 July 1969. His DD Form 214 shows he completed 3 years, 0 months, and 4 days of active service with one year of foreign service. It also shows he was awarded or authorized:

- National Defense Service Medal,
- Sharpshooter Marksmanship Qualification Badge with Rifle Bar (M14)

5. By regulation (AR 672-5-1), the Army Good Conduct Medal was awarded for each 3 years of continuous enlisted active Federal military service completed on or after 27 August 1940; for first award only, 1 year served entirely during the period 7 December 1941 to 2 March 1946; and, for the first award only, upon termination of service on or after 27 June 1950 of less than 3 years but more than 1 year. The enlisted person must have had all "excellent" conduct and efficiency ratings. There must have been no convictions by a court-martial. However, there was no right or entitlement to the medal until the immediate commander made a positive recommendation for its award and until the awarding authority announced the award in general orders.

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 and available military records, the Board found that the applicant received "excellent" conduct and efficiency ratings throughout his period of active-duty service from 8 July 1966 to 11 July 1969.

In accordance with regulatory guidance, the Board determined that the applicant met the eligibility criteria for the Army Good Conduct Medal (1st Award). Based on this, the Board granted relief to correct the applicant's records to reflect award of the Army Good Conduct Medal.

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 Army records of the individual concerned be corrected by awarding him the Army Good Conduct Medal (1st Award) for exemplary service from 8 July 1966 to 11 July 1969. and adding the medal to his DD Form 214 for the period ending 11 July 1969.

6/20/2025

X _____

CHAIRPERSON

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 672-5-1 (Awards), in effect at the time, stated the Army Good Conduct Medal was awarded for each 3 years of continuous enlisted active Federal military service completed on or after 27 August 1940; for first award only, 1 year served entirely during the period 7 December 1941 to 2 March 1946; and, for the first award only, upon termination of service on or after 27 June 1950 of less than 3 years but more than 1 year. The enlisted person must have had all "excellent" conduct and efficiency ratings. Ratings of "Unknown" for portions of the period under consideration were not disqualifying. Service school efficiency ratings based upon academic proficiency of at least "Good" rendered subsequent to 22 November 1955 were not disqualifying. There must have been no convictions by a court-martial. However, there was no right or entitlement to the medal until the immediate commander made a positive recommendation for its award and until the awarding authority announced the award in general orders.

//NOTHING FOLLOWS//