

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 20 December 2024

DOCKET NUMBER: AR20240003173

APPLICANT REQUESTS: correction of her DA Form 5016 (Retirement Accounting Statement) to reflect 6 additional retirement points in Retirement Year Ending (RYE) 13 December 2022 and 1 additional retirement point in RYE 13 December 2023.

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

- DD Form 149 (Application for Correction of Military Record) x two
- DD Form 577 (Appointment/Termination Record – Authorized Signature)
- DA Form 1380 (Record of Individual Performance of Reserve Duty Training), 1 July 2022
- DA Form 1380, 1 August 2022
- DA Form 1380, 1 September 2022
- DA Form 1380, 1 October 2022
- DA Form 1380, 1 November 2022
- DA Form 1380, 27 September 2023
- DA Form 1380, 25 October 2023
- DA Form 5016, 29 February 2024
- DA Form 5016, 26 June 2024

FACTS:

1. The applicant states she requests the correction of her DA Form 5016 to reflect 7 additional non-paid retirement points; six in RYE 13 December 2022 and one in RYE 13 December 2023 for duty performed outside her scheduled unit training. Upon the review of her service record, she found she was missing retirement points.

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

a. With prior enlisted Regular Army service, she was honorably released from active duty on 7 January 2011 and assigned to the U.S. Army Reserve (USAR) Control Group (Reserve Officers' Training Corps (ROTC)). DD Form 214 (Certificate of Release or Discharge from Active Duty) shows the applicant completed 2-years and 2-days of active service.

b. On 13 December 2012, Orders Number 349-102, issued by the Department of Military Science Texas Christian University, the applicant was discharged from the USAR Control Group (ROTC), effective 13 December 2012.

c. On 31 December 2012, Orders Number C-12-218658, issued by the U. S. Army Human Resources Command (AHRC), the applicant was assigned to a USAR Troop Program Unit, effective 14 December 2012.

d. On 14 December 2012, the applicant executed her oath of office and was appointed as a Reserve commissioned officer.

e. On 3 September 2020, Orders Number C-09-011053, issued by AHRC, the applicant was assigned to the USAR Control Group (Individual Mobilization Augmentee (IMA)), effective 3 September 2020.

f. DA Form 1380 dated 24 August 2023 shows the applicant completed 4-hours of IMA duty on 23 August 2023 for one non-paid retirement point. Master Sergeant (MSG) T- W- signed the DA Form 1380 as the officer who had knowledge of the duty performed.

g. DA Form 5016 dated 29 February 2024 shows the applicant obtained the following points for duty performed during RYE:

- RYE 13 November 2022 - 26 Inactive Duty Training (IDT) points, 14 membership points, and zero Active Duty Training (ADT) points for a total of 40 creditable points
- RYE 13 December 2022 – 4 IDT points, 1 membership point, and zero active duty points for a total of five creditable points
- RYE 13 December 2023 – 46 IDT points, 15 membership points, and 12 ADT points for a total of 73 creditable points

h. On the Annual Detail Supplement page of the DA Form 5016, it does not reflect the applicant was awarded retirement points for her requested dates.

i. The applicant's RYE was split due to the transition from the legacy system to the Integrated Personnel Pay System-Army for the Human Resources system of records.

3. The applicant provides:

a. DD Form 577 shows MSG T- W-, IMA Coordinator was appointed as certifying officer for the Deputy Adjutant General.

b. DA Form 1380 dated 1 July 2022 shows the applicant performed 4-hours of IMA duties on 1 July 2022 for one non-paid retirement point. The DA Form 1380 was signed by MSG T- W-, IMA Coordinator as the officer who had knowledge of the duty performed.

c. DA Form 1380 dated 1 August 2022 shows the applicant performed 4-hours of IMA duties on 1 August 2022 for one non-paid retirement point. The DA Form 1380 was signed by MSG T- W-, IMA Coordinator as the officer who had knowledge of the duty performed.

d. DA Form 1380 dated 1 September 2022 shows the applicant performed 4-hours of IMA duties on 1 September 2022 for one non-paid retirement point. The DA Form 1380 was signed by MSG T- W-, IMA Coordinator as the officer who had knowledge of the duty performed.

e. DA Form 1380 dated 1 October 2022 shows the applicant performed 4-hours of IMA duties on 1 October 2022 for one non-paid retirement point. The DA Form 1380 was signed by MSG T- W-, IMA Coordinator as the officer who had knowledge of the duty performed.

f. DA Form 1380 dated 1 November 2022 shows the applicant performed 4-hours of IMA duties on 1 November 2022 for one non-paid retirement point. The DA Form 1380 was signed by MSG T- W-, IMA Coordinator as the officer who had knowledge of the duty performed.

g. DA Form 1380 dated 27 September 2023 shows the applicant performed 4-hours of IMA duties on 27 September 2023 for one non-paid retirement point. The DA Form 1380 was signed by MSG T- W-, IMA Coordinator as the officer who had knowledge of the duty performed.

h. DA Form 1380 dated 25 October 2023 shows the applicant performed 4-hours of IMA duties on 25 October 2025 [sic] for one non-paid retirement point. The DA Form 1380 was signed by MSG T- W-, IMA Coordinator as the officer who had knowledge of the duty performed.

i. DA Form 5016 dated 26 June 2024 shows the applicant obtained the following points for duty performed during RYE:

- RYE 13 November 2022 - 26 IDT points, 14 membership points, and zero ADT points for a total of 40 creditable points
- RYE 13 December 2022 – 4 IDT points, 1 membership point, and zero active duty points for a total of five creditable points

- RYE 13 December 2023 – 47 IDT points, 15 membership points, and 12 ADT points for a total of 74 creditable points

j. On the Annual Detail Supplement page of the DA Form 5016, it does not reflect the applicant was awarded retirement points for all her requested dates, except 27 September 2023.

4. On 10 October 2024, in the processing of this case, AHRC provided an advisory opinion regarding the applicant's request to update her DA Form 5016 to award her additional non-paid retirement points. The advisory official stated according to regulatory requirements, DA Form 1380 for non-paid retirement points must be sent to AHRC within 90-days of the duty performed. According to the applicant's DA Form 5016, the DA Form 1380 for duty performed on 27 September 2023 had been processed. However, the DA Form 1380 dated 23 October 2023 was dated for duty performed on a future date of 23 October 2025. Future duty cannot be awarded. Therefore, the DA Form 1380 must be corrected and submitted to AHRC for processing.

5. On 3 December 2024, the Army Review Boards Agency, Case Management Division, provided the applicant the advisory opinion for review and comment.

6. On 18 December 2024, the applicant responded to the advisory opinion and stated in pertinent part:

a. Specifically, the error in question relates to a missing retirement point credit for 25 October 2023. The DA Form 1380 that was submitted reflects an incorrect date of service in block 9a (Date), while the correct date is listed in block 1. This DA Form 1380 was submitted by her IMA Coordinator within 90 days of the duty performed. However, she did not receive any correspondence from either AHRC or her IMA Coordinator indicating an error with the DA Form 1380. As a result, she was not afforded the opportunity to submit a corrected DA Form 1380 within the prescribed time frame. It was only upon receipt of the letter regarding her application to the ABCMR, dated 3 December 2024, that she became aware of the clerical error. This was further confirmed by the AHRC memorandum dated 10 October 2024. Incorrect Information: The clerical error on the DA Form 1380 is on block 9a., 23 October 2025.

b. Correct Information: The correct date of duty performed is stated on the same DA Form 1380 on block 1, 25 October 2023. She respectfully requests that the necessary changes be made to her military records at the Board's earliest convenience. Should any additional information or documentation be required, please do not hesitate to contact her. She is eager to ensure that her records are accurate and up to date.

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 advisory opinion, the Board concurred with the recommendation for approval finding sufficient evidence for correction of the applicant's DA Form 5016 (Retirement Accounting Statement) to reflect 6 additional retirement points in Retirement Year Ending (RYE) 13 December 2022 and 1 additional retirement point in RYE 13 December 2023. Based on the advising official and the applicant's response to the correction of her records, 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 reflect on her DA Form 5016 (Retirement Accounting Statement) 6 additional retirement points in Retirement Year Ending (RYE) 13 December 2022 and 1 additional retirement point in RYE 13 December 2023.

[REDACTED]

[REDACTED]

[REDACTED]

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 (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. 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//