

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 5 November 2024

DOCKET NUMBER: AR20240003271

APPLICANT REQUESTS: correction of his DD Form 214 (Certificate of Release or Discharge from Active Duty) ending on 20 December 2003 to show the Iraq Campaign Medal.

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

- DD Form 149 (Application for Correction of Military Record)
- Standard Form (SF) 600 (Chronological Record of Medical Care), 3 June 2003
- DD Form 214
- Department of Veterans Affairs (VA) Memorandum, 27 January 2023

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 is applying to have the Iraq Campaign Medal added to his DD Form 214. The medal was not created by executive order until 29 November 2004 and he served in Iraq from April to September 2003.
3. The applicant provides:
 - a. A SF 600 for care received on 2 June 2003 in Taji, Iraq. The applicant passed out in heat of 101.5 degrees due to a possible heat injury.
 - b. A memorandum from VA dated 27 January 2023 shows two qualifying deployments as follows: Iraq – 9 April 2003 through 2 September 2003 and Kuwait – 1 March 2004 through 31 March 2004
4. A review of the applicant's service record shows:
 - a. He enlisted in the Regular Army on 18 August 1999.

b. His DA Form 2-1 (Personnel Qualification Record) and Enlisted Record Brief are void of any foreign service duty locations.

c. Orders 197-014, dated 16 July 2002, awarded the applicant the Army Good Conduct Medal for his period of service from 18 August 1999 through 17 August 2002.

d. On 20 December 2003, he was honorably released from active duty. His DD Form 214 shows he completed 4 years, 4 months, and 3 days of active service. Block 12f (Foreign Service) shows 5 months and 1 day with service in Southwest Asia listed in Block 18 (Remarks) from 1 April 2003 through 1 September 2003. It also shows he was awarded or authorized: Army Lapel Button, National Defense Service Medal, and Army Service Ribbon

f. Orders D-02-704372, dated 20 February 2007, discharged the applicant from the Army Reserve with an effective date of 20 February 2007.

5. On 17 October 2024, a member of the Defense Finance Accounting Services staff provided email verification to confirm the applicant deployed to Kuwait from 9 April 2003 to 2 September 2003 (4 months and 25 days).

6. A review of the applicant's service record confirms awards were omitted from his DD Form 214. The entries will be added to his DD Form 214 as administrative corrections and will not be considered by the Board.

7. By regulation (AR 600-8-22):

a. The Iraq Campaign Medal is awarded to members who have served in direct support of Operation Iraqi Freedom (OIF). The area of eligibility encompasses all the land area of the country of Iraq, the contiguous water area out to 12 nautical miles, and all air spaces above the land area of Iraq and above the contiguous water area out to 12 nautical miles. The Iraq Campaign Medal period of eligibility is on or after 19 March 2003 through 31 December 2011. A bronze service star is authorized for wear with this medal for participation in each credited campaign.

b. The Global War on Terrorism Service Medal (GWOTSM) is authorized for award to members of the Armed Forces of the United States who have participated in Global War on Terrorism operations outside of the areas of eligibility (AOE) designated for award of the Global War on Terrorism Expeditionary Medal, Afghanistan Campaign Medal, or Iraq Campaign Medal. All Soldiers on active duty, including Reserve Component Soldiers mobilized or National Guard Soldiers activated, on or after 11 September 2001 to a date to be determined having served 30 consecutive days or 60 nonconsecutive days are authorized the GWOTSM.

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 applicant's service records do not reflect service in Iraq. However, DFAS verified he deployed to Kuwait from 9 April 2003 to 2 September 2003 and he provided a memorandum from VA, dated 27 January 2023, that shows service in Iraq – 9 April 2003 through 2 September 2003. The Board determined that there is sufficient evidence he qualifies for the Iraq Campaign Medal with one bronze service star based on his service in Kuwait/Iraq.

BOARD VOTE:

Mbr 1 Mbr 2 Mbr 3

■	■	■	GRANT FULL RELIEF
:	:	:	GRANT PARTIAL RELIEF
:	:	:	GRANT FORMAL HEARING
:	:	:	DENY APPLICATION

BOARD DETERMINATION/RECOMMENDATION:

In addition to the correction addressed in Administrative Note(s) below, 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 and Army National Guard records of the individual concerned be adding to his DD Form 214 the Iraq Campaign Medal with on bronze service star.








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.

ADMINISTRATIVE NOTE(S):

A review of the applicant's service records shows administrative entries were omitted and he is authorized additional awards not annotated on his DD Form 214, for the service period ending 20 December 2003. As a result, correct his DD Form 214 by adding the following awards:

- Army Good Conduct Medal,
- Global War on Terrorism Service Medal

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 600-8-22 (Military Awards), in effect at the time, prescribes Army policy, criteria, and administrative instructions concerning individual military awards.

a. Army Regulation 600-8-22 (Military Awards) states the Iraq Campaign Medal is awarded to members who have served in direct support of Operation Iraqi Freedom (OIF). The area of eligibility encompasses all the land area of the country of Iraq, the contiguous water area out to 12 nautical miles, and all air spaces above the land area of Iraq and above the contiguous water area out to 12 nautical miles. The Iraq Campaign Medal period of eligibility is on or after 19 March 2003 through 31 December 2011. A bronze service star is authorized for wear with this medal for participation in each credited campaign. Approved campaigns are:

- Liberation of Iraq (19 March 2003-1 May 2003)
- Transition of Iraq (2 May 2003-28 June 2004)
- Iraqi Governance (29 June 2004-15 December 2005)
- National Resolution (16 December 2005-9 January 2007)
- Iraqi Surge (10 January 2007-31 December 2008)
- Iraqi Sovereignty (1 January 2009-31 August 2010)
- New Dawn (1 September 2010-31 December 2011)

b. Army Regulation 600-8-22 (Military Awards) states the Global War on Terrorism Service Medal (GWOTSM) is authorized for award to members of the Armed Forces of the United States who have participated in Global War on Terrorism operations outside of the areas of eligibility (AOE) designated for award of the Global War on Terrorism

Expeditionary Medal, Afghanistan Campaign Medal, or Iraq Campaign Medal. All Soldiers on active duty, including Reserve Component Soldiers mobilized or National Guard Soldiers activated, on or after 11 September 2001 to a date to be determined having served 30 consecutive days or 60 nonconsecutive days are authorized the GWOTSM. The GWOTSM may be awarded posthumously. Only one award of the GWOTSM may be authorized to any individual; second and subsequent awards will not be awarded.

//NOTHING FOLLOWS//