

IN THE CASE OF: [REDACTED]

BOARD DATE: 14 November 2024

DOCKET NUMBER: AR20240003649

APPLICANT REQUESTS: correction of his retirement DD Form 214 (Certificate of Release or Discharge from Active Duty) for the period May 2007 through May 2016 to show his total foreign service of 1 year, 11 months, and 21 days.

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

- DD Form 149 (Application for Correction of Military Record)
- DD Form 214 for the period March 2000 to May 2007
- DD Form 214 for the period May 2007 to May 2016
- DA Form 638 (Recommendation for Award), Army Commendation Medal (Bosnia), 26 May 1999
- Statement of Wartime Service, Afghanistan, 22 July 2002 to 2 February 2003
- Statement of Wartime Service, Iraq, 28 February 2003 to 23 January 2004
- NCO Evaluation Report, August through December 1999

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 his final DD Form 214 does not show all of his foreign service. He needs his foreign service verified for Government awards. His retirement DD Form 214 foreign service should add his Bosnia foreign service.
3. The applicant enlisted in the Regular Army on 19 March 1996. He held military occupational specialty 97E, Interrogator.
 - a. Permanent Orders 363-01, issued by Headquarters, Brigade Task Force, Eagle Base Bosnia on 31 December 1999 awarded him the Army Commendation Medal for service from 15 May 1997 to 10 January 2000. One of his achievements reads:

While deployed to Bosnia-Herzegovina in support of Operation Joint Forge, [Applicant] served as NCOIC for more than 70 force protection missions and produced over 53 intelligence reports. He also served as the NCOIC of a screening cell that screened over 100 locally employed personnel and issued over 200 identification cards resulting in no SAEDA incidents on Camp Demi.

b. The applicant's NCO Evaluation Report for the rating period 1 August 1999 through 31 December 1999 reflects the applicant's unit as Company C, 110th Military Intelligence Battalion, Tuzla, Bosnia-Herzegovina.

c. The applicant's NCO Evaluation Report for the rating period August through December 1999 reflects the applicant's unit as Company C, 110th Military Intelligence Battalion, Tuzla, Bosnia-Herzegovina.

d. He was honorably discharged from active duty on 28 March 2000. His DD Form 214 for this period shows in:

- Block 12f (Foreign Service), zero foreign service
- Block 13 (Decorations, Medals, Badges, Citations, and Campaign Ribbons Awarded or Authorized): Army Achievement Medal, Army Good Conduct Medal, Army Service Ribbon, Sharpshooter Marksmanship Qualification Badge with Grenade Bar, and Marksman Marksmanship Badge with Rifle Bar
- Block 18 (Remarks) does not list any deployments

e. The exact dates of service in Bosnia are unknown. The Defense Finance and Accounting Service indicated the member's records go back as far as they can see to 2001. The records that DFAS can see from 2001-2017 show no service in Bosnia.

4. The applicant was appointed as a Reserve Army warrant officer and executed an oath of office on 29 March 2003. He entered active duty the same date. He served as a CH-47D Helicopter Pilot.

a. A Statement of wartime Service, dated 5 January 2003, issued by Headquarters, Task Force Corsair, 82nd Aviation Regiment, Kandahar Army Airfield, Afghanistan certified that the applicant deployed and served with Task Force Talon, 101st Airborne Division from 27 June 2002 to 22 July 2002 during Operation Enduring Freedom in Kandahar, Afghanistan. This soldier also served with Task Force Corsair, 82nd Airborne Division during Operation Enduring Freedom from 22 July 2002 to 2 February 2003.

b. A Statement of wartime Service, dated 1 March 2004, issued by Headquarters, 7th Battalion, 101st Aviation Regiment, 101st Airborne Division, Mosul Airfield, Iraq certified that the applicant deployed to the Central Asian Joint Coalition Area of

Operations in support of Operation Iraqi Freedom from 28 February 2003 to 23 January 2004.

c. The Defense Finance and Accounting Service indicated the member's records go back as far as they can see to 2001. According to those records the member had service in Iraq/Afghanistan from 1 March 2003 to 23 January 2004.

5. The applicant was appointed as an Army National Guard warrant officer and executed an oath of office on 16 May 2007. He entered active duty the same date.

a. He served as a CH-47D Helicopter Pilot. He was promoted to CW4 in May 2013.

b. Permanent Order Number 074-14 issued by the National Guard Bureau on 14 March 2016 awarded the applicant the Legion of Merit for service from 16 May 2007 to 31 May 2016.

c. He was honorably retired on 31 May 2016. His retirement DD Form 214 for this period shows in:

- Block 12f, zero foreign service
- Block 13: Meritorious Service Medal (2nd Award), Air Medal (5th Award), Army Commendation Medal (3rd Award), Army Achievement Medal, Army Superior Unit Award, Army Good Conduct Medal, National Defense Service Medal, Armed Forces Expeditionary Medal, Global war on Terrorism Expeditionary Medal, Global War on Terrorism Service Medal, Iraq Campaign Medal with campaign star, Army Service Ribbon, NATO Medal, Basic Aviator Badge
- Block 18 (Remarks) does not list any deployments

6. By regulation (AR 635-8), the DD Form 214 is a summary of the Soldier's most recent period of continuous active duty. It provides a brief, clear-cut record of all current active, prior active, and prior inactive duty service at the time of REFRAD, retirement, or discharge.

a. Block 12f: Foreign Service. Enter the total amount of service performed outside the continental United States (OCONUS) during the period covered in block 12c to include deployments. Additionally, list periods of deployed service in block 18.

b. Block 13: Decorations, Medals, Badges, Citations, and Campaign Ribbons Awarded or Authorized. List all federally recognized awards and decorations for all periods of service. Do not use abbreviations. Do not enter foreign or State level awards on DD Form 214. State awards and decorations will be entered on NGB Form 22 upon separation from the ARNGUS.

c. For active duty Soldiers, list any/all OCONUS deployments completed during the period of the DD Form 214 being created in statement: Service in (name of Country Deployed) From (inclusive dates).

BOARD DISCUSSION:

After reviewing the application, all supporting documents, and the evidence found within the military record, the Board found that relief was not warranted. The Board carefully considered the applicant's record of service, documents submitted in support of the petition, and executed a comprehensive review based on law, policy, and regulation. The Board reviewed the military pay account provided by the Defense Finance and Accounting Service (DFAS) and determined there was no record of service in Bosnia and the period of service for Iraq/Afghanistan falls outside of the period of service for the applicant's requested DD Form 214. The Board noted the applicant's contention of his service in theater; however, found his contention to be insufficient to award foreign service credit without verification. Therefore, the Board determined there was no error or injustice to support amending his record.

BOARD VOTE:

Mbr 1 Mbr 2 Mbr 3

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

BOARD DETERMINATION/RECOMMENDATION:

The evidence presented does not demonstrate the existence of a probable error or injustice. Therefore, the Board determined the overall merits of this case are insufficient as a basis for correction of the records of the individual concerned.

6/11/2025

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 635–8 Personnel Separations Separation Processing and Documents, prescribes policy and procedural guidance relating to transition management. Chapter 5 provides for preparing separation documents. It states the DD Form 214 is a summary of the Soldier's most recent period of continuous active duty. It provides a brief, clear-cut record of all current active, prior active, and prior inactive duty service at the time of release from active, retirement, or discharge. The DD Form 214 is not intended to have any legal effect on termination of a Soldier's service. Sub-paragraph 5-6 provides for the rules to prepare the DD Form 214.

a. Block 12f: Foreign Service. Enter the total amount of service performed outside the continental United States (OCONUS) during the period covered in block 12c to include deployments. Additionally, list periods of deployed service in block 18.

b. Block 13: Decorations, Medals, Badges, Citations, and Campaign Ribbons Awarded or Authorized. List all federally recognized awards and decorations for all periods of service. Do not use abbreviations. Do not enter foreign or State level awards on DD Form 214. State awards and decorations will be entered on NGB Form 22.

c. Block 18, Remarks, use this block for HQDA mandatory requirements when a separate block is not available; as a continuation for selected entries; or for conditional entries. One of these entries is for active duty Soldiers, list any/all OCONUS deployments completed during the period of the DD Form 214 being created. "SERVICE IN (NAME OF COUNTRY DEPLOYED) FROM (inclusive dates)."

//NOTHING FOLLOWS//