

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 15 January 2025

DOCKET NUMBER: AR20240003653

APPLICANT REQUESTS: in effect, correction of her records to show the submitted DA Forms 1380 (Record of Individual Performance of Reserve Duty Training) dated 26 February and 9 April 2022, were accepted, and added to her record for the anniversary year of 17 July 2021 to 13 July 2022.

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

- DD Form 149 (Application for Correction of Military Record)
- DA Forms 1380, 26 February 2022
- DA Form 1380, 9 April 2022
- Integrated Personnel and Pay System – Army (IPPS-A) Primary Points Detail screenshot, 8 March 2024
- DA Form 5016 (Draft Only - Retirement Accounting Statement - Draft Only), 28 March 2024

FACTS:

1. The applicant states:
  - a. She has inaccurate points on her DA Form 5016 from 2022. She interned at the 82nd Airborne Division Staff Judge Advocate's (SJA) office for about three months. She was approved to intern there and receive points via a DA Form 1380 towards her requirement. Her DA Forms 1380 for points were signed and uploaded into her Interactive Personnel Electronic Records Management System record, however, they were not included on her DA Form 5016. She is requesting that her DA Form 5016 be updated to include the approved DA Forms 1380.
  - b. She originally emailed her January and February 2022 DA Forms 1380 to her ARA [Army Reserve Administrator] in February 2022. She did not hear back from her ARA, so the applicant submitted her first two DA Forms 1380 through "STRS" (unknown acronym) and was informed at the end of March that corrections needed to be made. On or around the end of April 2022, she received the corrected and signed DA Forms 1380 from her supervisor at the SJA's office. She received her January, February, March, and April 2022, signed DA Forms 1380. She resubmitted the corrected DA

Forms 1380 to the 81st Readiness Division Reserve Personnel Action Center on or around May 2022. Her DA Forms 1380 were uploaded and marked completed around May 2022.

c. After the system migrated over to IPPS-A, she submitted a Personnel Action Request (PAR) to correct her points and Retirement Year Ending (RYE) date. Her DA Form 5960 (Basic Allowance for Housing (BAH) Authorization and Dependency Declaration) was updated on 29 January 2024 addressing issues with her RYE and points. It was not until 29 February 2024 that she was able to identify this discrepancy. She noticed that she was missing points from July 2021-July 2022. She submitted a PAR through IPPS-A to try to adjust her points. Her PAR was denied because she was outside of the 60-day window. She believes that some of the points were not included because they were outside of the 60-day window when she originally submitted her DA Forms 1380. The delay was because she did not originally fill it out correctly. When she did submit the corrected document, it was past the 60-day mark. She is not sure why the DA Forms 1380 submitted within the 60-day mark were not included on her DA Form 5016.

2. A review of the applicant's service records show:

a. Having prior Reserve Officers' Training Corps Cadet service, DA Form 71 (Oath of Office – Military Personnel) shows she was appointed as a Reserve commissioned officer and executed her oath of office on 11 June 2016.

b. On 14 July 2016, she was appointed in the Regular Army Medical Service Corps and executed her oath of office.

c. On 16 July 2021, the applicant was honorably released from active duty and was transferred to her U.S. Army Reserve (USAR) unit at Fort Bragg, NC. DD Form 214 shows she completed 5 years and 3 days net active service this period.

d. Her record contains:

(1) DA Forms 1380 dated 26 February and 9 April 2022, which were submitted for points only for the completed anniversary year/RYE of 17 July 2021 to 13 July 2022. The forms were signed by the Deputy SJA, 82nd Airborne (ABN) Division (DIV), and show the applicant's dates, hours, retirement points, location of duties, nature of duties, training, or instruction, as follows:

- 19, 26 and 28 January 2022, for 4 hours each day, N1 (nonpaid), at the Office of the SJA, 82nd ABN DIV, Fort Bragg, she processed legal actions; Totaling: 3 points

- 2, 9, 11, 23, 25 and 30 February 2022, for 4 hours each day, N1 (nonpaid), at the Office of the SJA, 82nd ABN DIV, Fort Bragg, she processed legal actions; Totaling: 6 points
- 1 and 8 April 2022, for 4 hours each day, N1 (nonpaid), at the Office of the SJA, 82nd ABN DIV, Fort Bragg, she processed legal actions; Totaling: 2 points

(2) DA Form 5016 (Retirement Accounting Statement) dated 12 August 2024, which shows her total career retirement points earned as: 99 Inactive Duty Training (IDT), 45 Membership, 1843 Active Duty Training (ADT), 7 years Qualifying for Retirement, 1987 Points Earned, and 1987 Points Creditable. In pertinent part, the form also shows for the completed anniversary year of 17 July 2021 to 13 July 2022, the applicant earned the following retirement points:

- 31 IDT
- 15 Membership
- 46 Points Earned
- 46 Points Creditable

3. In support of her request the applicant provides IPPS-A Primary Points Detail screenshot dated 8 March 2024, which shows the dates and descriptions of her Retirement Points Earned and military service. The screenshot does not show the requested retirement points.

4. On 31 October 2024, Headquarters, USAR Command (USARC), STL, Military Services Office provided an advisory opinion for this case and stated, USARC reviewed the applicant's documents and determined she should be awarded 13 retirement points based off Army Regulation (AR) 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records). The applicant had difficulty submitting the forms in the time allowed by the regulation but did perform the duty. A favorable opinion by the Army Review Boards Agency will allow the Readiness Division to update the applicant's record. "Full administrative relief granted."

5. On 6 November 2024, the applicant was provided with a copy of the USARC advisory opinion to allow for comments or rebuttal. She did not respond.

#### BOARD DISCUSSION:

1. 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 the

Headquarters, USAR Command (USARC), Military Services Office advisory opinion, the Board concurred with the advising official recommendation for approval finding the applicant should be awarded 13 retirement points based off Army Regulation (AR) 140-185. The opine noted, the difficulty the applicant encountered in submitting her forms in accordance with regulatory guidance, however the applicant did perform the duty.

2. The Board determined there is sufficient evidence to support the applicant's contentions for correction of her records to show the submitted DA Forms 1380 for 26 February and 9 April 2022, were accepted, and added to her record for the anniversary year of 17 July 2021 to 13 July 2022. The Board agreed, based on the advising opine 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 to show the applicant was awarded 13 retirement points and she submitted her DA Forms 1380 for 26 February and 9 April 2022, they were accepted, and added to her record for the anniversary year of 17 July 2021 to 13 July 2022.

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. AR 140-1 (Mission, Organization, and Training) provides policy guidance on the mission, organization, and training of the USAR. Paragraph 3-26 (Training of individual Soldiers in a non-pay status) states, Soldiers in an active status may take part in individual inactive duty training in a non-pay training status when authorized by the appropriate commander. In pertinent part, individual training opportunities with retirement point credit are shown below:

- attachment to appropriate Reserve Component Troop Program Unit (TPU)
- attachment to Active Army units
- attachment to reinforcement training units as appropriate
- attachment to Reserve Component Training Institutions as students or as augmentation staff or faculty
- attendance at Army service or Army area school training
- participation in approved training projects or using administrative skills in support of TPU and USAR activities
- enrollment in appropriate extension courses
- attendance at authorized conventions, professional conferences, or appropriate trade association meetings related to the individuals mobilization specialty
- conducting or reviewing medical examinations, and related medical duties
- recruiting duties as described in AR 140-185

2. AR 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records), in effect at the time, contains Army policy for USAR training and retirement point credit. It also prescribes guidance for USAR unit level strength accounting.

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 are. (1) Maximum of 365 (366 during leap year) points. (2) No more than one retirement point may be awarded for any day in which the Soldier is on active duty. A Soldier in active service may not receive retirement points for other activities performed concurrently. (3) Retirement points credited for activities other than active service or funeral honors duty may not exceed:

- For anniversary years closing on or after 30 October 2000 but before 30 October 2007: 90 retirement points.
- For anniversary years closing on or after 30 October 2007: 130 retirement points

b. A maximum of two retirement points may be awarded in 1 calendar day for any activity or combination of activities. 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.

c. 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 activities specified in this regulation.

d. 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 2-3 provides criteria for award of retirement points for IDT performed in accordance with Department of Defense Instruction 1215.07 and 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. A maximum of two retirement points may be credited for attendance at unit Battle Assemblies or IDT in any 1 calendar day.

- Four-hour rule; Soldiers earn one point for each scheduled 4-hour period of IDT at Battle Assembly (BA), Rescheduled Training (RST), Equivalent Training (ET), or Additional Training Assemblies (ATA)
- Two-hour rule; Soldiers earn one point for each IDT period per day for funeral honors duty with a maximum of one point per calendar day
- 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

e. Table 2-3 (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 BA, RST, ET, make up assemblies or ATA.

f. Paragraph 3-3 (DA Form 1380) states:

(1) The purpose of this form is to record IDT by — (a) TPU Soldiers performing IDT assemblies when pay is authorized, and the Soldier is not present to sign the IDT attendance roster. (b) TPU Soldiers attached to another USAR unit for 89 or fewer days. In such cases the unit of attachment will prepare DA Form 1380 and forward to unit of assignment for recording attendance. (c) Nonunit Soldiers under the jurisdiction of HRC who are attached for retirement points only to USAR TPUs, ARNG units, or to another Service or component for training per AR 140-10. Only attached Soldiers are

authorized to perform IDT with the exception of one annual physical health assessment each for medical and dental readiness when authorized by the command prior to the event. Note: Nonunit Soldiers attached for retirement point credit to IMA detachments are reported on DA Form 1379 for those units. (4) Nonunit Soldiers performing other inactive duty training for retirement point credit as outlined in Table 2-3.

(2) 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 (automated drill attendance reporting software) 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.

g. 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.

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//