

IN THE CASE OF: [REDACTED]

BOARD DATE: 20 December 2024

DOCKET NUMBER: AR20240004266

APPLICANT REQUESTS: correction of his DD Form 214 (Certificate of Release or Discharge from Active Duty) to show the following:

- Bronze Star Medal
- Army Commendation Medal (2nd Award)
- Global War on Terrorism Expeditionary Medal
- Global War on Terrorism Service Medal
- Block 7b (Home of Record at the Time of Entry): Sanger, TX 76266

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

- DD Form 149 (Application for Correction of Military Record)
- DA Form 638 (Recommendation for Award) – Bronze Star Medal
- Bronze Star Medal Certificate and Narrative, 12 January 2004
- DA Form 638 – Army Commendation Medal, 24 June 2005
- Army Commendation Medal Certificate, 15 January 2004
- Army Commendation Medal Certificate, June 2005
- Two DA Forms 67-9 (Officer Evaluation Report)
- DD Form 214 (Member 1)

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 requesting his DD Form 214 correctly reflect his awards. He was awarded a Bronze Star Medal, an Army Commendation Medal in 2003 while serving in Iraq, and a second Army Commendation Medal in 2005. He is also authorized the Global War on Terrorism Expeditionary Medal and the Global War on Terrorism Service Medal. Finally, he would like to correct his home of record (HOR) to reflect [REDACTED]

3. The applicant provides:

a. The below listed documents to be referenced in the service record:

- DA Form 638 – Bronze Star Medal
- Bronze Star Medal Certificate and Narrative, 12 January 2004
- DA Form 638 – Army Commendation Medal, 24 June 2005
- Army Commendation Medal Certificate, 15 January 2004
- Army Commendation Medal Certificate, June 2005
- DD Form 214 (Member 1)

b. Two DA Forms 67-9 (Officer Evaluation Report) detail the applicant's accomplishments during the following periods while assigned to the respective units:

- 19 May 2002 thru 18 May 2003 – 302nd Military Police Company, Iraq
- 19 May 2003 thru 18 May 2004 – 302nd Military Police Company, Texas

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

a. He was appointed as a Reserve commissioned officer and executed an oath of office on 14 August 1999. Orders 77-18 dated 18 March 1999, listed the applicant's address [REDACTED]

b. He entered active duty on 16 January 2003.

c. On 12 January 2004, he was awarded the Bronze Star Service Medal, Permanent Order 012-049, for exceptionally meritorious performance during Operation Iraq Freedom from 19 March 2003 to 16 November 2003.

d. On 15 January 2004, he was awarded the Army Commendation Medal for meritorious achievement while assigned as 2nd Platoon Leader, 302nd Military Police Company from 24 May 2003 to 15 January 2004.

e. He was released from active duty on approximately 11 April 2004 (DD Form 214 partially redacted). His DD Form 214 shows he completed 1 year, 2 months, and 16 days of active duty with 1 year and 1 month of foreign service. It also shows:

- Block 7b. – [REDACTED]
- Block 13 (Decorations, Medals, Badges, Citations, and Campaign Ribbons Awarded or Authorized):
 - Army Commendation Medal
 - Army Achievement Medal

- Army Reserve Components Achievement Medal
 - National Defense Service Medal
 - Armed Forces Reserve Medal with M Device
 - Army Service Ribbon
 - Parachutist Badge
- Block 18 (Remarks): served in Kuwait and Iraq 4 March 2003 – 4 March 2004

f. On 24 June 2005, the applicant received a second Army Commendation Medal for exceptional achievement while serving as a Battle Captain of the 607th Military Police Company during Desert Warrior 2005 (exercise in Fort Bliss, TX).

g. Orders 09-183-00003 dated 2 July 2009, honorably discharged the applicant from the U.S. Army Reserve with an effective date of 2 August 2009.

5. By regulation (AR 635-5), 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 duty, retirement, or discharge. The information entered thereon reflects the conditions as they existed at the time of separation.

a. Block 7b (Home of Record) states enter the street, city, state, and zip code the Soldier claims as a permanent home of record. The term "Home of Record" means the place recorded as the home of the individual when commissioned, appointed, enlisted, inducted, or ordered to a tour of active duty. It is not necessarily the legal domicile as defined for income tax purposes. The HOR is shown on an enlisted Soldier's service contract and on an officer's order to active duty.

b. Block 13 (Decorations, Medals, Badges, Citations, and Campaign Ribbons Awarded or Authorized), states 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 (National Guard Report of Separation and Record of Service) upon separation from the ARNG.

BOARD DISCUSSION:

After reviewing the application and all supporting documents, the Board found that partial relief was 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.

a. Bronze Star Medal. Grant. The Board determined the evidence, including the Bronze Star Medal Certificate and Narrative with corresponding Permanent Order Number were sufficient to add award of the Bronze Star Medal to the applicant's DD Form 214.

b. Army Commendation Medal (2nd Award). Grant. The Board determined the evidence, including the Army Commendation Medal Certificates with corresponding Permanent Order Numbers were sufficient to add award of the Army Commendation Medal (2nd Award) to the applicant's DD Form 214.

c. Global War on Terrorism Expeditionary Medal and Global War on Terrorism Service Medal. Grant. The Board determined the applicant served a qualifying period for award of the Global War on Terrorism Expeditionary Medal and Global War on Terrorism Service Medal.

d. Home of Record. Deny. The Board determined there to be no error or injustice in the applicant's record home of record on his DD Form 214 and therefore denied relief.

BOARD VOTE:

Mbr 1 Mbr 2 Mbr 3

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

BOARD DETERMINATION/RECOMMENDATION:

1. The Board determined the evidence presented is sufficient to warrant partial relief. As a result, the Board recommends that all Department of the Army records of the individual concerned be corrected by amending the applicant's DD Form 214, for the period ending 11 April 2004 to show award of the:

- Bronze Star Medal
- Army Commendation Medal (2nd Award)
- Global War on Terrorism Expeditionary Medal
- Global War on Terrorism Service Medal

2. The Board further determined that the evidence presented is insufficient to warrant a portion of the requested relief. As a result, the Board recommends denial of so much of the application that pertains to amendment of the applicant's home of record.

3/26/2025

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 635-5 (Separation Documents), in effect at the time, 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 duty, retirement, or discharge. The information entered thereon reflects the conditions as they existed at the time of separation.

a. Block 7b (Home of Record) states enter the street, city, state, and zip code the Soldier claims as a permanent home of record. The term "Home of Record" means the place recorded as the home of the individual when commissioned, appointed, enlisted, inducted, or ordered to a tour of active duty. It is not necessarily the legal domicile as defined for income tax purposes. The HOR is shown on an enlisted Soldier's service contract and on an officer's order to active duty.

b. Block 13 (Decorations, Medals, Badges, Citations, and Campaign Ribbons Awarded or Authorized), states 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 (National Guard Report of Separation and Record of Service) upon separation from the ARNG.

3. The Joint Federal Travel Regulation provides that the HOR is the place recorded as the home of the individual at the time of enlistment or induction. There is no authority to change the HOR as officially recorded at time of entry into the military service. However, there is authority to correct an HOR if erroneously entered on the records at that time and then only for travel and transportation purposes. Correction of the HOR must be based on evidence that a bona fide error was made and the HOR as corrected must have been the actual home of the individual at the time of entry into the relevant period of service. It may not be a place selected for the convenience of the Soldier.

//NOTHING FOLLOWS//