

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 26 February 2025

DOCKET NUMBER: AR20240005032

APPLICANT REQUESTS the following corrections to his DD Form 214 (Certificate of Release or Discharge from Active Duty);

- Items 12f (Foreign Service) and 18 (Remarks) to reflect his deployment to Uzbekistan
- Item 13 (Decorations, Medals, Badges, Citations and Campaign Ribbons) to reflect his deployment awards

APPLICANT'S SUPPORTING DOCUMENTS CONSIDERED BY THE BOARD:

- DD Form 149 (Application for Correction of Military Record)
- Army Commendation Medal (ARCOM) certificate
- DA Form 638 (Recommendation for Award)
- DD Form 214

FACTS:

1. The applicant did not file within the three-year time frame provided in Title 10, United States 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, in effect, his deployment to Uzbekistan with the 82d Airborne Division is not reflected on his DD Form 214, nor are his deployment awards.

3. The applicant provides:

a. ARCOM certificate for exceptional meritorious achievement while serving as a Warehouse Automated Logistical Specialist in support of Operation Enduring Freedom, from 1 October 2001 to 6 December 2001. As of note, although the certificate states, "in support of," it does not identify a physical location and/if the applicant was in a deployed status.

b. DA Form 638, undated, reflects in item 20 (Achievements), Achievement #1 indicates the applicant's contribution(s) was while preparing for rapid deployment and once on ground in Camp Strong Hold Freedom.

c. DD Form 214, period ending on 31 July 2004, item 12f (Foreign Service) reflects "0000 00 00." There is no indication of a deployment, location, and dates.

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

a. He enlisted in the Regular Army on 1 August 2000.

b. The applicant's military records in its entirety are not available to the Board for review. Therefore, this case is being considered based on the documents provided by the applicant.

c. Command Management Division letter addressed to the applicant, dated 13 December 2024, informs the applicant that his application did not contain evidence to support his request. Further stating, in order for their application to be considered, he must provide sufficient evidence for his request (i.e. copy of deployment orders, copy of award orders/certificate).

d. Email correspondence, dated 16 December 2024, between a Command Management Division analyst to a Defense Finance and Accounting Service (DFAS) representative, requesting verification of the applicant's foreign service. As of the date of this writing, no response has been received.

e. His DD Form 214 reflects he was honorably released from active duty and transferred to the U.S. Army Reserve Control Group (Reinforcement) on 31 July 2004, under the provisions of Army Regulation (AR) 635-200 (Active Duty Enlisted Administrative Separations), chapter 4, completion of required active service. He had 4 years of net active service this period.

5. AR 635-5 (Personnel Separations – Separation Documents) prescribes the separation documents that must be prepared for soldiers on retirement, discharge, release from active duty service, or control of the Active Army. It establishes standardized policy for preparing and distributing the DD Form 214 (Certificate of Release or Discharge from Active Duty).

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 request and available military records, the Board acknowledged his assertions that his deployment with the 82d Airborne Division in support of Operation Enduring Freedom is not documented in Items 12f (Foreign Service), 13 (Decorations, Medals, Badges, Citations and Campaign Ribbons), or 18 (Remarks) of his separation documents. In support of his claim, the applicant submitted an Army Commendation Medal (ARCOM) certificate citing meritorious achievement from 1 October 2001 to 6 December 2001, and a DA Form 638 referencing his contributions while deployed to Camp Strong Hold Freedom.

2. The Board considered the totality of the evidence provided, including the applicant's DD Form 214, which currently reflects no foreign service. The Board also reviewed correspondence between the Command Management Division and DFAS seeking verification of deployment, which, although unresolved at the time of review, supports the applicant's efforts to substantiate his claim. Based on the documentation presented and the regulatory guidance outlined in AR 635-5, the Board found sufficient justification to correct the applicant's DD Form 214. The Board granted relief to amend Item 12f to reflect foreign service in Uzbekistan, updating Item 18 to include remarks referencing deployment to Camp Strong Hold Freedom, and revising Item 13 to include authorized deployment awards consistent with service in support of Operation Enduring Freedom.

3. Prior to closing the case, the Board did note the analyst of record administrative notes below, and recommended the correction is completed to more accurately depict the military service of the applicant.

BOARD VOTE:

<u>Mbr 1</u>	<u>Mbr 2</u>	<u>Mbr 3</u>	
XXX	XXX	XXX	GRANT FULL RELIEF
:	:	:	GRANT PARTIAL RELIEF
:	:	:	GRANT FORMAL HEARING
:	:	:	DENY APPLICATION

BOARD DETERMINATION/RECOMMENDATION:

In addition to the administrative notes annotated by the Analyst of Record (below the signature), the 2 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 by amending the applicant's DD Form 214 for the period ending 31 July 2004 by adding in:

- Item 12f (Foreign Service): 00 years 02 months and 6 days
- Item 13 (Decorations, Medals, Badges, Commendations, Citations, and Campaign Ribbons Awarded or Authorized): Global War on Terrorism Expeditionary Medal (GWOT-EM)
- Item 18(Remarks): SERVICE IN UZBEKISTAN in support of OPERATION ENDURING FREEDOM FROM 20011001 UNTIL 20011206

X //SIGNED//

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.

ADMINISTRATIVE NOTE(S):

A review of the applicant's record shows his DD Form 214 should be amended as follows: Item 13 (Decorations, Medals, Badges, Citations and Campaign Ribbons Awarded or Authorized): (add) Army Commendation Medal.

REFERENCES:

1. Title 10, United States 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 Army Board for

Correction of Military Records (ABCMR) determines it would be in the interest of justice to do so.

2. Army Regulation (AR) 635-5 (Personnel Separations – Separation Documents) prescribes the separation documents that must be prepared for soldiers on retirement, discharge, release from active duty service, or control of the Active Army. It establishes standardized policy for preparing and distributing the DD Form 214 (Certificate of Release or Discharge from Active Duty).

a. Paragraph 2-3b states the use of the following documents when preparing a DD Form 214WS (worksheet):

- Enlisted record brief (ERB) (computer generated)
- DA Form 4037 (Officer Record Brief) (ORB) (computer generated)
- Separation approval authority documentation, if applicable
- Separation order
- Any other document authorized for filing in the Official Military Personnel File

b. Paragraph 2-4h(12)(f) states, from the ERB/ORB, enter the total amount of foreign service completed during the period covered in block 12c.

//NOTHING FOLLOWS//