

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 29 January 2025

DOCKET NUMBER: AR20240005266

APPLICANT REQUESTS: a correction of his Home of Record (HOR) in his service records.

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

- DD Form 149 (Application for Correction of Military Record)
- Enlistment Application (11 pages)
- Birth Certificate
- Driver License
- Voters/Electoral Card
- College Transcript
- Vehicle Information/Registration
- Medical documents

FACTS:

1. The applicant states the error that needs to be corrected in his military records is the HOR of [REDACTED] is incorrect and should be [REDACTED]. Recently while looking at his records for the medical board, he found out that his HOR is incorrect. The reason his HOR is incorrect is due to a misunderstanding at the time of enlistment. He enlisted in the Army on a family trip to Florida and at the time he had lost his driver license and needed identification (ID) to be able to enlist so he acquired a Florida state ID. Florida has never been his HOR. He enlisted at the Tampa Military Entrance Processing Station (MEPS) but departed to inprocess in the Army at Fort Jackson from San Juan MEPS in Puerto Rico because he never lived in Florida and did not have a place to stay or live while he waited for departure. He is currently in the process of separating from the Army due to medical reasons and has nowhere to go or family currently in the state of Florida.

2. A review of the applicant's official records shows the following:

a. DD Form 4 (Enlistment/Reenlistment Document - Armed Forces of the United States) shows the applicant enlisted in the Regular Army on 2 May 2019 and in block 3 (Home of Record) listed the HOR of contention.

b. His Enlisted Record Brief, dated 22 November 2022, shows in Section IV (Personal/family data) the applicant's HOR is Wesley Chapel, FL.

c. Orders Number 150-0311, dated 29 May 2024, issued by Headquarters, Joint Readiness Training Center and Fort Johnson reassigned the applicant for the purpose of separation processing with a reporting date of 29 July 2024. These orders show his HOR as Wesley Chapel, FL.

d. DD Form 214 (Certificate of Release or Discharge from Active Duty) shows the applicant was honorably released from active duty on 30 July 2024 for disability, severance pay, non-combat related. His DD Form 214 shows in Block 7b (Home of Record at Time of Entry) [REDACTED] and block 19a (Mailing Address) listed [REDACTED] 006XX.

e. DD Form 215 (Correction to DD Form 214, Certificate of Release or Discharge from Active Duty), dated 4 December 2024, item 23 (Type of Separation):

- Deleted – RETIREMENT
- Added - DISCHARGE//NOTHING FOLLOWS

3. The applicant provides:

a. His 11-page enlistment application and in his enlistment application he listed his residence as Carr. 111 Int 602 Km 1.7 Angeles from 11 August 1999 to the present time of the application.

b. A copy of a Commonwealth of Puerto Rico certification of birth and his current driver license issued by the Commonwealth of Puerto Rico with the requested address.

c. State election commission electoral identification card issued 27 March 2017.

d. Printout copy of transcript from Polytechnic University of Puerto Rico showing his address as [REDACTED]

e. Two forms referencing information on a vehicle registered to the requested address change.

f. A medical document scripted in Spanish showing his address as [REDACTED]

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. One potential outcome was to deny relief based on the applicant's enlistment contract listing Florida as the HOR. However, upon review of the applicant's petition and available military records the Board majority determined there is sufficient evidence for correction of the applicant's Home of Record (HOR) from Wesley Chapel, Florida, to [REDACTED]

2. The Board found compelling evidence supporting the applicant's claim. His enlistment application lists his residence in Puerto Rico dating back to August 1999. The applicant provided a birth certificate, Puerto Rico-issued driver's license, electoral identification card, university transcript, vehicle registration documents, and medical records all consistently showing his residence in Puerto Rico. Furthermore, his DD Form 214 lists a Puerto Rico mailing address at the time of separation. The Board determined under the provisions of the Joint Federal Travel Regulation, which state that the HOR is the place recorded as the home of the individual at the time of enlistment or induction. While there is no authority to change the HOR as officially recorded at the time of entry into military service for convenience, there is authority to correct it if it was erroneously entered and only for travel and transportation purposes. Such correction must be based on evidence that a bona fide error occurred and that the corrected HOR was the actual home of the individual at the time of entry into service.

3. The Board acknowledges that, under the Joint Federal Travel Regulation, a Home of Record (HOR) is defined as the location recorded at the time of enlistment or induction and is not subject to change for convenience. However, the regulation does permit correction of the HOR if it was erroneously entered at the time of entry into service, provided the corrected location was the actual residence of the individual and not a temporary or incidental address. Based on the totality of evidence including the applicant's longstanding residence in Puerto Rico, enlistment application, supporting documentation, and credible explanation, the Board determined that the HOR was incorrectly recorded due to administrative error. Based on this, the Board granted relief to correct the applicant's HOR to Puerto Rico

BOARD VOTE:

<u>Mbr 1</u>	<u>Mbr 2</u>	<u>Mbr 3</u>	
:	XXX	XXX	GRANT FULL RELIEF
:	:	:	GRANT PARTIAL RELIEF
:	:	:	GRANT FORMAL HEARING
XXX	:	:	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 by amending the applicant's DD Form 214 to show in item 7b (Home of Record (HOR) for the period ending 30 July 2024 to show his HOR as Puerto Rico.

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.

REFERENCES:

1. Army Regulation 635-8 (Separation Processing and Documents) 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. Block 7b (Home of Record) states a Soldier's initial enlistment contract or appointment document is the source for this data, or any correction approved by the U.S. Army Human Resources Command (HRC). List the street address, city, state and

zip code listed as the Soldier's HOR. HOR is the place recorded as the HOR of the Soldier when commissioned, appointed, enlisted or ordered to a tour of active duty.

2. 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//