

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 4 February 2025

DOCKET NUMBER: AR20240005365

APPLICANT REQUESTS: correction of her DA Form 5016 (Retirement Accounting Statement) to show she earned 40 retirement points for Retirement Year Ending (RYE) 20 March 2024.

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

- DD Form 149 (Application for Correction of Military Record)
- DA Form 1380 (Record of Individual Performance of Reserve Duty Training) September 2023
- DA Form 1380, October 2023
- DA Form 1380, November 2023
- DA Form 1380, December 2023
- Email correspondence

FACTS:

1. The applicant states the requested retirement points were not added to her record.
2. A review of the applicant's official record shows the following:
 - a. On 13 May 2005, after having prior enlisted service in the Army National Guard (ARNG), the applicant was appointed as a Reserve commissioned officer and executed an oath of office.
 - b. On 22 July 2005, Special Orders Number 215 issued by the National Guard Bureau the applicant was extended Federal recognition for her initial appointment in the ARNG.
 - c. On 8 June 2007, the applicant entered active duty and was released from active duty on 3 March 2012
 - d. On 4 March 2012, the applicant was assigned to a Troop Program Unit.

e. On 1 November 2024, the applicant was issued a 20-Year Letter for completion of 20-years of non-regular service.

f. DA Form 5016 shows the applicant earned the following for RYE 20 March 2024, 96 Inactive Duty Training (IDT) points, 15 membership points, 20 Active Duty Training (ADT) points, totaling 131 points creditable.

3. The applicant provides:

- DA Form 1380 dated 16 February 2024 which shows the applicant completed administrative actions, counseling, and phone/email correspondence on the following dates, and the form was endorsed by Captain (CPT) S- M- as the officer having knowledge of the duties.

- 2 September 2023 = 1 point
- 6 September 2023 = 2 points
- 10 September 2023 = 1 point
- 15 September 2023 = 1 point
- 18 September 2023 = 1 point
- 19 September 2023 = 1 point
- 20 September 2023 = 1 point
- 27 September 2023 = 1 point
- 28 September 2023 = 1 point

- DA Form 1380 dated 16 February 2024 which shows the applicant completed administrative actions, counseling, and phone/email correspondence on the following dates, and the form was endorsed by CPT S- M- as the officer having knowledge of the duties.

- 2 October 2023 = 1 point
- 7 October 2023 = 2 points
- 12 October 2023 = 1 point
- 13 October 2023 = 1 point
- 16 October 2023 = 1 point
- 18 October 2023 = 1 point
- 20 October 2023 = 1 point
- 31 October 2023 = 1 point

- DA Form 1380 dated 16 February 2024 which shows the applicant completed administrative actions, counseling, and phone/email correspondence on the following dates, and the form was endorsed by CPT S- M- as the officer having knowledge of the duties.

- 6 November 2023 = 1 point
 - 7 November 2023 = 1 point
 - 8 November 2023 = 1 point
 - 13 November 2023 = 1 point
 - 15 November 2023 = 1 point
 - 20 November 2023 = 1 point
 - 21 November 2023 = 1 point
 - 22 November 2023 = 1 point
 - 27 November 2023 = 1 point
- DA Form 1380 dated 16 February 2024 which shows the applicant completed administrative actions, counseling, and phone/email correspondence on the following dates, and the form was endorsed by CPT S- M- as the officer having knowledge of the duties.
- 3 December 2023 = 1 point
 - 4 December 2023 = 1 point
 - 5 December 2023 = 1 point
 - 7 December 2023 = 1 point
 - 11 December 2023 = 1 point
 - 12 December 2023 = 1 point
 - 19 December 2023 = 1 point
 - 20 December 2023 = 1 point
 - 21 December 2023 = 1 point
 - 22 December 2023 = 1 point
 - 26 December 2023 = 2 points
- Email correspondence wherein the applicant was advised to petition the Board for the requested retirement points.
4. On 3 December 2024, in the processing of this case the U.S. Army Reserve Command (USARC), Retirement Services Officer, provided an advisory opinion, and stated, USARC reviewed the applicant's documents and determined she should be awarded 40 retirement points in accordance with Army Regulation (AR) 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records). The applicant performed the duty but failed to submit in a timely manner. A favorable opinion by the Board will allow the Readiness Division to update her record. Full administrative relief granted.
5. On 5 December 2024, the Army review Boards Agency Caste Tracking System shows the applicant was provided with a copy of the advisory opinion for comment or rebuttal. She did not respond.

BOARD DISCUSSION:

After reviewing the application and all supporting documents, the Board determined relief was warranted. The applicant's contentions, the military record, and regulatory guidance were carefully considered. Based upon the available documentation and the findings and recommendations outlined in the USARC advisory opinion, the Board concluded there was sufficient evidence to grant the requested relief.

BOARD VOTE:

Mbr 1 Mbr 2 Mbr 3

:X	:X	:X	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 Army records of the individual concerned be corrected by showing the following DA Form 1380s were received and processed and added to the applicant's DA Form 5016:

- DA Form 1380 dated 16 February 2024, 10 total points
- DA Form 1380 dated 16 February 2024, 9 total points
- DA Form 1380 dated 16 February 2024, 9 total points
- DA Form 1380 dated 16 February 2024, 12 total points

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. AR 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records):

a. Paragraph 2-2 (Criteria for earning retirement points) states retirement points may be earned by U.S. Army Reserve Soldiers for active duty or duty in an active status for active duty for training (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.

- Four-hour rule; Soldiers earn one point for each scheduled 4-hour period of IDT at Battle Assembly, Rescheduled Training (RST), Equivalent Training, or Additional Training Assemblies
- 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

b. Paragraph 3-3 (DA Form 1380) states nonpaid DA Forms 1380 will not be entered into Automated Drill Attendance Reporting Software (ADARS) and will be forwarded to the U.S. Army Human Resources Command for award of retirement points no later than the end of each duty month.

c. 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.

2. Department of Defense Instructions 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//