

IN THE CASE OF: [REDACTED]

BOARD DATE: 19 December 2024

DOCKET NUMBER: AR20240005749

APPLICANT REQUESTS correction of his DD Form 214 (Certificate of Release or Discharge from Active Duty) to show a different social security number (SSN) and Date of Birth (DOB).

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

- DD Form 149 (Application for Correction of Military Record)
- Social Security Number (SSN) Card
- Certificate of Live Birth
- [REDACTED] Driver's License
- DD Form 214 (Certificate of Release or Discharge from Active Duty)

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 the reason for the request was to correct the error in his service records for DOB and to correct the SSN which was entered incorrectly. The applicant never noticed the error until he received a copy of his DD form 214 in 2019. He is requesting his DD Form 214 be amended to reflect the correct DOB to [REDACTED] vice [REDACTED]. He is also requesting that his SSN be corrected from [REDACTED] to [REDACTED], as listed on his DD Form 214 for the service period ending 10 February 1983.
3. The applicant provides:
 - His SSN card reflects the number [REDACTED].
 - Two documents list the applicant's year of birth as [REDACTED]: Certificate of Live Birth and [REDACTED] Driver's License
4. A review of the applicant's service record shows:

a. He enlisted in the United States Army Reserve on 22 April 1982. His DD Form 4 (Enlistment/Reenlistment Document) shows in the SSAN block at the top of each page, the number [REDACTED].

b. Two additional documents in the applicant's service record listed her SSN as [REDACTED], a number different from that requested: Orders 203-1, 20 October 1982 and Orders 181-25, 20 September 1982.

c. On 10 February 1983 he was discharged with an under honorable conditions (general) characterization of service. His DD Form 214 shows he completed 7 months and 11 days of active service. Item 3 lists his SSN as [REDACTED], a number different from that requested. It also shows in Item 5, [REDACTED], a year of birth different from that requested.

d. The applicant's SSN and DOB are consistent throughout his service record.

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. Item 3 (Social Security No.) states verify accuracy by reviewing initial enlistment contract and/or application for appointment. If the Soldier has had more than one social security number, list the other social security number of record in Block 18 (Remarks).

b. Item 5 (Date of Birth) states enter date in order shown on DD Form 214 using all numerals, e.g., [REDACTED] for year, [REDACTED].

BOARD DISCUSSION:

After reviewing the application, all supporting documents, and the evidence found within the military record, the Board found that partial relief was warranted. The applicant's contentions, the military record, and regulatory guidance were carefully considered.

a. Date of Birth: Grant. The evidence shows the applicant's DOB is consistently shown as [REDACTED] throughout his service. He provides a birth certificate that shows his DOB as [REDACTED]. The Board's practice is to make a correction where the DOB or SSN is off by one digit. Therefore, the Board determined a change to his DOB shown on the DD Form 14 is warranted.

b. SSN Change: Deny. The evidence shows the applicant used the contested SSN, [REDACTED], during his military service. The Board found no evidence he served

under or used the requested SSN [REDACTED] during his service. Although the applicant provides a social security benefits information form reflective of the requested SSN, he did not provide evidence consisting of at least one official military document reflective of his use of the SSN he requests. The ABCMR begins its consideration of each case with the presumption of administrative regularity. The applicant has the burden of proving an error or injustice by a preponderance of the evidence. The Army has an interest in maintaining the integrity of its records for historical purposes. The information in those records must reflect the conditions and circumstances that existed at the time the records were created, unless there is sufficient evidence that shows a material error or injustice.

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 a recommendation for partial relief. As a result, the Board recommends that all Department of the Army records of the individual concerned be corrected by amending the date of birth shown on his DD Form 214 to match that shown on his birth certificate.
2. The Board further determined 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 amending the SSN shown on his DD Form 214.

12/20/2024

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), currently in effect, 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. Item 3 (Social Security No.) states verify accuracy by reviewing initial enlistment contract and/or application for appointment. If the Soldier has had more than one social security number, list the other social security number of record in Block 18 (Remarks).

b. Item 5 (Date of Birth) states enter date using six-digit number in this item; year, month, and day written in that sequence without spaces or slashes, e.g., 420106 for 6 January 1942.

//NOTHING FOLLOWS//