

IN THE CASE OF: [REDACTED]

BOARD DATE: 19 December 2024

DOCKET NUMBER: AR20240005760

APPLICANT REQUESTS: reconsideration of his previous request for correction of his DD Form 214 (Certificate of Release or Discharge from Active Duty) to show his entry date as 19 November 1970 vice 25 March 1977.

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

- DD Form 149 (Application for Correction of Military Record)
- DD Form 214 for the period 25 March 1977 through 30 November 1991

FACTS:

1. Incorporated herein by reference are military records which were summarized in the previous consideration of the applicant's case by the Army Board for Correction of Military Records (ABCMR) in Docket Number: AR20140002527 on 30 October 2014 and AR20200004585 on 3 December 2000.

2. The applicant states his retirement DD Form 214 lists an incorrect entry date. He entered active duty in 1970. His retirement DD Form 214 shows this date as 1977.

3. The applicant was inducted into the Army of the United States and entered active duty on 19 November 1970. He was honorably discharged from active duty on 25 May 1972 to immediately enlist in the Regular Army (RA). He was issued a DD Form 214 (Armed Forces of the United States Report of Transfer or Discharge) that credited him with 1 year, 6 months and 7 days of active service.

4. The applicant enlisted in the RA on 26 May 1972. He was honorably discharged from active duty on 24 March 1977 to immediately enlist in the Regular Army. He was also issued a DD Form 214 (Report of Separation from Active Duty) that credited him with: 4 years, 9 months, and 28 days of active service this period, 1 year, 6 months and 7 days of prior active service active service, for a total of 6 years, 4 months, and 6 days.

5. The applicant reenlisted in the Regular Army on 25 March 1977 for 4 years. He also immediately reenlisted on 12 March 1981 and 17 December 1984. [Note: Effective 1

October 1979, the Army stopped issuing a separate DD Form 214 for each period of induction, enlistment, or immediate reenlistment].

6. The applicant retired on 30 October 1991 and was placed on the retired list on 1 November 1991. His retirement DD Form 214 shows he completed 14 years, 8 months, and 6 days of net active service during the period covered by this DD Form 214. It also shows in:

- Block 12a (date Entered AD This Period) 25 March 1977 (the first day of the last immediate reenlistment for which a DD Form 214 was not issued).
- Block 12c (Net Active Service This Period) 14 years, 8 months, and 6 days of active service.
- Block 12d (Total Prior Active Service) 6 years, 4 months, and 6 days of prior active service.

7. On 30 October 2014, the Board considered his contention regarding the incorrect entry date and denied his request. The Board stated that the evidence shows that prior to the change in policy he was issued two DD Forms 214 covering his period of service from 19 November 1970 to 24 March 1977. Effective 1 October 1979, regulatory guidance changed, and a DD Form 214 was no longer issued when a Soldier was discharged for immediate reenlistment. The regulation provided that all service would be continuous from the date the last DD Form 214 was issued. Therefore, the DD Form 214 issued to him upon retirement would not show his original date of enlistment or any other service for which he had already been issued a DD Form 214. As such his date of entry and net service is correctly shown on his DD Form 214 for the period ending 30 November 1991.

8. On 3 December 2020, the Board reconsidered his previous request to correct the date of entry on his retirement DD Form 214 for the period ending 30 November 1991 to show November 1970 instead of March 1977. After reviewing the application and all supporting documents, the Board found relief is not warranted. The Board noted that, prior to 1 October 1979, Soldiers were issued a DD Form 214 each time they were discharged to immediately reenlist. The record shows the applicant was issued three DD Forms 214 that cover the entirety of his active-duty service. His final DD Form 214 shows entered active duty on 25 March 1977, because this was the first day of the last immediate reenlistment for which a DD Form 214 had not been issued. The Board determined his final DD Form 214 was completed in accordance with the governing regulation and there is no error in the entry date recorded on this DD Form 214.

#### BOARD DISCUSSION:

After reviewing the application, all supporting documents, and the evidence found within the military record, the Board found that relief was not warranted. The applicant's

contentions, the military record, and regulatory guidance were carefully considered. Prior to October 1979, the Army issued a separate DD Form 214 for each period of induction, enlistment, and/or immediate reenlistment. This practice was deconditioned in October 1979. The applicant was issued three separate DD Forms 214 in accordance with the governing regulation in effect at the time, each capturing his active service. Therefore, the DD Form 214 issued to him upon retirement would not show his original date of enlistment or any other service for which he had already been issued a DD Form 214. As such his date of entry and net service is correctly shown on his DD Form 214 for the period ending 30 November 1991. The Board determined his final DD Form 214 was completed in accordance with the governing regulation and there is no error in the entry date recorded on this DD Form 214.

BOARD VOTE:

Mbr 1      Mbr 2      Mbr 3

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

BOARD DETERMINATION/RECOMMENDATION:

The evidence presented does not demonstrate the existence of a probable error or injustice. Therefore, the Board determined the overall merits of this case are insufficient as a basis to amend the decision of the ABCMR set forth in Dockets Number

- AR20140002527 on 30 October 2014
- AR20200004585 on 3 December 2000

12/20/2024



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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 635-5 (Separation Documents), effective 23 May 1972 and in effect at the time of the applicant's first reenlistment, prescribed the separation documents which are prepared for individuals upon retirement, discharge, or release from active military duty. It established standardized policy for preparing and distributing the DD Form 214. The general instructions stated all available records would be used as a basis for the preparation of DD Form 214, including DA Form 20 (Enlisted Qualification Record), DA Form 66 (Officer Qualification Record), and orders. The DD Form 214 was issued to each member of the Regular Army. The specific instructions for item 10c (Date Inducted) stated it was applicable only to individuals who were inducted (as opposed to enlisted).
2. Army Regulation 635-5, effective 15 October 1973, and in effect at the time of the applicant's second reenlistment, prescribed the separation documents which are prepared for individuals upon retirement, discharge, or release from active military duty. It established standardized policy for preparing and distributing the DD Form 214. The general instructions stated all available records would be used as a basis for the preparation of DD Form 214, including DA Form 20, DA Form 66, and orders. The DD Form 214 was issued to all personnel at time of retirement, discharge, or release from the Active Army, including each member who, while on active duty, changes status, and remains on active duty in the new status. The specific instructions for item 15 (Date Entered Active Duty This Period) stated to enter the date in order shown on the DD Form 214, using all numerals (e.g. 73 for year, 01 for January).
3. Army Regulation 635-5, effective 1 October 1979, this revision ended the need to prepare a DD Form 214 for enlisted members who were discharged for immediate reenlistment.
4. Army Regulation 635-5, effective 2 October 1989 and in effect at the time of the applicant's retirement, prescribed the separation documents that must be prepared for Soldiers on retirement, discharge, or release from active-duty service or control of the Active Army. It established standardized policy for preparing and distributing the DD Form 214. The general instructions stated all available records would be used as a basis for the preparation of DD Form 214, including DA Form 20, DA Form 66, and orders. The specific instructions for item 12a stated to enter the beginning date of the enlistment period or tour of active duty for which a DD Form 214 was not issued for an enlisted member who was discharged and immediately reenlisted.

//NOTHING FOLLOWS//