

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 4 February 2025

DOCKET NUMBER: AR20240006077

APPLICANT REQUESTS: correction of his DD Form 214 (Certificate of Release or Discharge from Active Duty) ending on 16 August 2010 to reflect his entire military service.

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

- DD Form 149 (Application for Correction of Military Record)
- DD Form 214 (Certificate of Release or Discharge from Active Duty) ending on 16 August 2010.

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 he joined the Army right out of high school in 2006. On his DD Form 214, it says that he completed 4 years and 2 months. Block 12 states that he entered the military on 17 January 2010. That was his active-duty time, he understands that. But he never received a DD Form 215 that reflected his 4 years and 2 months of service. He asks for the correct form to reflect the correct years of service.
3. The applicant enlisted in the Iowa Army National Guard (IAARNG) for 8 years on 13 June 2006. He agreed to serve 6 years in the ARNG and 2 years in the Individual Ready Reserve.
 - a. He entered active duty for training (ADT) on 2 January 2007 and completed training for award of military occupational specialty 11B, Infantryman.
 - b. He was honorably released from active duty on 20 April 2007. His DD Form 214 for this period credited him with 3 months and 19 days of active service. On release from active duty, he was transferred back to the control of his State ARNG.

c. On 25 October 2007, the applicant's company commander (Company D, 1st Battalion, 168th Infantry) flagged the applicant for APFT (Army Physical Fitness Test) failure, effective 8 September 2007.

d. On 30 July 2009, Office of The Adjutant General, IAARNG published Orders 211-007 discharging the applicant from the ARNG effective 1 July 2009 for unsatisfactory participation and transferring him to the U.S. Army Reserve Control Group (Annual Training) to complete his remaining service obligations.

e. He was discharged from the IAARNG on 1 July 2009 as an unsatisfactory participant with a general, under honorable conditions characterization of service. His NGB Form 22 (Report of Separation and Record of Service) credited him with 3 years and 19 days of ARNG service.

f. His NGB Form 23A (ARNG Current Annual Statement) shows he completed 2 years of qualifying service towards non-regular retirement (a qualifying year is one where the Soldier had completed at least 50 retirement points).

g. When he was separated from the ARNG, he was transferred to the U.S. Army Reserve Control Group (Annual Training) to complete his remaining service obligations.

h. He mobilized and entered active duty on 17 January 2010. He subsequently served in Kuwait/Iraq from 17 March 2010 to 2 August 2010.

i. He was honorably release from active duty on 16 August 2010. His DD Form 214 for this period shows he completed 7 months of active service this period and 3 months and 19 days of prior active service.

- Block 12e (Total Prior Inactive Service) shows the entry "See Bloc 18 (Remarks)
- Block 18, in pertinent part, DD Form 215 will be issued to provide missing information

j. On 12 November 2013, he was transferred from the U.S. Army Reserve Control Group (Annual Training) to the 784th Transportation Company in Omaha, NE.

k. On 18 June 2014, his higher headquarters, 88th Regional Support Command published Orders honorably discharging him from the U.S. Army Reserve effective 18 July 2014.

4. By regulation (AR 635-5/AR 635-8), 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 12e shows the Total Prior Inactive Service. From previously issued DD Form 214, Retirement Point Annual Statement, DA Form 1506, or Servicemember's record brief. Enter total amount of prior inactive service, less lost time, if any. Inactive Service should be annotated in block 12e and block 18 as prior inactive service entered in format "0000 00 00."

BOARD DISCUSSION:

After reviewing the application and all supporting documents, the Board determined relief was not warranted. The applicant's contentions, the military record, and regulatory guidance were carefully considered. Based upon the regulatory guidance on preparing/utilizing a DD Form 214 stating the document only documents active duty service greater than 90 consecutive days and the applicant is requesting to have his USAR service annotated on it, the Board concluded there was insufficient evidence of an error or injustice warranting a change to the applicant's record.

BOARD VOTE:

Mbr 1 Mbr 2 Mbr 3

:	:	:	GRANT FULL RELIEF
:	:	:	GRANT PARTIAL RELIEF
:	:	:	GRANT FORMAL HEARING
:X	:X	:X	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 for correction of the records of the individual concerned.

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. 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), in effect at the time, and Army Regulation 635-8 (Separation Processing and Documents) in effect now, prescribed the separation documents that must be prepared for Soldiers upon 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 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. The general instructions stated all available records would be used as a basis for preparation of the DD Form 214. Block 12 pertains to Record of Service. The specific instructions for:
 - a. Block 12a: Date Entered Active Duty This Period. Data sources are enlistment contract(s), initial order to active duty, active duty order, previously issued DD Forms 214, DA Form 1506 (Statement of Service – For Computation of Length of Service for Pay Purposes), and a complete review of the Soldier's official record. Enter the beginning date of the continuous period of active duty for issuance of this DD Form 214, for which a DD Form 214 was not previously issued. Do not depend on basic active service date for this data item. The basic active service date can be an adjusted date.

b. Block 12b: Separation Date This Period. List the Soldier's transition date. This date may not be the contractual date if the Soldier was separated early, voluntarily extends, is extended to make up lost time, or is retained on active duty for the convenience of the Government.

c. Block 12c: Net Active Service This Period. Amount of service this period, computed by subtracting block 12a from 12b. Lost time under 10 USC 972 and non-creditable time after ETS, if any, are deducted. Lost time will be listed in block 29; other non-creditable time will be identified in block 18. If Soldier was released from active duty because of voided enlistment, enter "00 00 00."

d. Block 12d: Total Prior Active Service. From previously issued DD Form 214, DD Form 220, DA Form 1506, or Retirement Point Annual Statement, enter total amount of prior active military service less lost time, if any. If not applicable, enter "00 00 00."

e. Block 12e: Total Prior Inactive Service. From previously issued DD Form 214, Retirement Point Annual Statement, DA Form 1506, or Servicemember's record brief, enter the total amount of prior inactive service, less lost time, if any. Inactive Service should be annotated in block 12e and block 18 as prior inactive service entered in format "0000 00 00."

//NOTHING FOLLOWS//