

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 11 February 2025

DOCKET NUMBER: AR20240006262

APPLICANT REQUESTS: correction of his DD Form 214 (Certificate of Release or Discharge from Active Duty) to show in block 1 (Name (Last, First, Middle)) his first name as [REDACTED] vice [REDACTED].

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

- DD Form 149 (Application for Correction of Military Record)
- Certificate of live birth
- DD Form 214

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 must have made a mistake when he enlisted in the Army because the name shown on his DD Form 214 is not his full name. Although he has always gone by [REDACTED] his full legal name is [REDACTED] Y [REDACTED].
3. The applicant provides his certificate of live birth showing his full legal name is [REDACTED] Y [REDACTED]
4. A review of the applicant's service record shows:
 - a. He enlisted in the Regular on 31 May 1984. His DD Form 4 (Enlistment/Reenlistment Document) shows his name in Block 1 (Last-First-Middle-Jr-Sr-etc) as Y [REDACTED], [REDACTED]
 - b. The available service record includes the below listed documents which shows the applicant's first name was consistently listed as [REDACTED]
 - DA Form 2-1 (Personnel Qualification Record)

- Permanent Orders 184-15, dated 21 September 1984
- DA Form 4187 (Personnel Qualification Record), dated 23 October 1985
- Orders 27-63, 10 February 1987

c. On 20 March 1987, he was honorably released from active duty. His DD Form 214 shows he completed 2 years and 10 months of active service with no lost time. Block 1 (Name) lists his name as Y ___, [REDACTED]

5. By regulation (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 1 (Name) states compare original enlistment contract or appointment order and review official record for possible name changes. If a name change has occurred list other names of record in block 18 (Remarks).

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 including an enlistment contract dated 9 June 1983 where the applicant signed his name as ' [REDACTED]', the Board concluded there was sufficient evidence to support the statement of the applicant. As a result, the Board recommended granting the applicant's request.

BOARD VOTE:

<u>Mbr 1</u>	<u>Mbr 2</u>	<u>Mbr 3</u>
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:XXX	:XXX	:XXX	GRANT FULL RELIEF
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:	:	:	GRANT PARTIAL RELIEF
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:	:	:	GRANT FORMAL HEARING
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:	:	:	DENY APPLICATION
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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 amending the applicant's DD Form 214 by correcting the applicant's DD Form 214 to:

- show in block 1 (Name (Last, First, Middle)): [REDACTED]

//SIGNED//

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 635-8 (Separation Processing and 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. Block 1 (Name) states compare original enlistment contract or appointment order and review official record for possible name changes. If a name change has occurred list other names of record in block 18 (Remarks).

//NOTHING FOLLOWS//