

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 4 February 2025

DOCKET NUMBER: AR20240006410

APPLICANT REQUESTS: in effect, correction of his military record to reflect his entire military service and to show his last unit of assignment as 348th Transportation Company.

APPLICANT'S SUPPORTING DOCUMENT(S) CONSIDERED BY THE BOARD:
DD Form 149 (Application for Correction of Military Record)

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 his time and service show only 14 days of service. Also, his last duty station was 348th Transportation Company out of Buckeye, AZ. He wants an accurate record of his service.
3. The applicant enlisted in the U.S. Army Reserve for 8 years on 26 April 2008. He was assigned to a Reserve unit, 428th Transportation Company, Springfield, MO.
 - a. He entered active duty at Fort Jackson, SC from 4 June to 9 August 2008 and completed basic combat training. He was issued a DD Form 220 (Active-Duty Report) that credited him with 2 months and 6 days of active service.
 - b. Upon completion of basic combat training, he returned to his Reserve unit, Detachment 2, 428th Transportation Company (Cargo), Springfield, MO.
 - c. He again entered active duty for training (ADT) from 17 February to 15 April 2011 and completed training for award of military occupational specialty (MOS) 88M, Motor Transport Operator. He was issued a DD Form 214 (Certificate of Release or Discharge from Active Duty) that shows:

- credit of 1 month and 29 days of active service this period and 2 months and 6 days of prior active service
- lists his last unit of assignment as Company B, 58th Transportation Battalion, Fort Leonard Wood, MO

d. Upon completion of MOS training and release from ADT, he was reassigned to the 348th Transportation Company (Medium Truck) in Buckeye, AZ, where he remained until separation.

e. On 24 June 2016, his higher headquarters, 63rd Regional Support Command, Mountain View, CA published orders honorably discharging him from the U.S. Army Reserve effective 24 June 2016 for completion of his statutory service obligations. The discharge order lists his unit as 348th Transportation Company.

f. The applicant's DA Form 5016 (Chronological Statement of Retirement Points) shows he completed 7 qualifying years of service toward non-regular retirement (a qualifying year has at least 50 retirement points).

4. Aside from his active duty from 4 June to 9 August 2008 for which he was issued a DD Form 220 and his ADT from 17 February to 15 April 2011, there is no evidence the applicant completed any other periods of active service of at least 90 continuous days in duration that necessitated the issuance of another DD Form 214.

5. By regulation (AR 635-5), the DD Form 214 is a summary of a Soldier's most recent period of continuous active duty. A DD Form 214 will be prepared for each Reserve Component (RC) Soldiers completing 90 days or more of continuous active-duty training (ADT). Block 8a (Last Duty Assignment and Major Command) lists last unit of assignment and Army command with the corresponding two-character assignment code.

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 outlined in AR 635-5 and the applicant's record failing to show any active duty service completed after initial entry training greater than 90 days or more, the Board concluded there was insufficient evidence of an error or injustice warranting a change to the applicant's military record.

BOARD VOTE:

<u>Mbr 1</u>	<u>Mbr 2</u>	<u>Mbr 3</u>	
:	:	:	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 then, and Army Regulation 635-8 (Separation Processing and Documents), currently in effect, establishes the standardized policy for preparing and distributing the DD Form 214. The purpose of the separation document is to provide the individual with documentary evidence of his or her military service. The DD Form 214 is a summary of a Soldier's most recent period of

continuous active duty. It provides a brief, clear-cut record of active-duty service at the time of release from active duty, retirement, or discharge, and is not intended to have any legal effect on termination of a Soldier's service. A DD Form 214 will be prepared for each Soldier as indicated:

- a. Active Army Soldiers on termination of active duty by reason of administrative separation (including separation by reason of retirement or expiration of term of service), physical disability separation, or punitive discharge under the Uniform Code of Military Justice;
- b. Reserve Component (RC) Soldiers completing 90 days or more of continuous active-duty training (ADT), Full-Time National Guard Duty, active duty for special work, temporary tours of active duty, or Active Guard Reserve service. Also, RC Soldiers separated for cause or physical disability regardless of the length of time served on active duty;
- c. Army National Guard (ARNG) and USAR Soldiers mobilized under Title 10, U.S. Code, sections 12301(a), 12302, or 12304, and ARNG Soldiers called into Federal service under Title 10, U.S. Code, chapter 15, or section 12406, regardless of length of mobilization, when transitioned from active duty. A Soldier who reports to a mobilization station and is found unqualified for active duty will be excluded from this provision. He or she will only receive a DD Form 220 (Active-Duty Report); and
- d. RC Soldiers completing initial ADT that results in the award of an MOS even when the active-duty period was less than 90 days. This includes completion of advanced individual training under the ARNG of the U.S. Alternate Training Program or USAR Split Training Program.

3. Army Regulation 635-8 states the DD Form 214 is a summary of the Soldier's most recent period of continuous active duty. 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. The specific instructions for

- a. Block 8a: Last Duty Assignment and Army Command. Enter last unit of assignment and Army command with the corresponding two-character assignment code (found in the Integrated Total Army Personnel Data base/electronic military personnel office systems).
- b. 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.

c. 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.

d. 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.

e. 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."

//NOTHING FOLLOWS//