

IN THE CASE OF: [REDACTED]

BOARD DATE: 10 January 2025

DOCKET NUMBER: AR20240006424

APPLICANT REQUESTS: correction of his DD Form 214 (Certificate of Release or Discharge from Active Duty) to show his service in Korea and/or any awards.

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

- DD Form 149 (Application for Correction of Military Record)
- DD Form 214, August 1980 to August 1983
- DA Form 2-1 (Personnel Qualification Record – Part II)

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 served in Korea.
3. The applicant enlisted in the Regular Army on 5 August 1980 and held military occupational specialty 11B (Infantryman).
4. Item 5 (Oversea Service) of his DA Form 2-1 shows he served in Korea, from 26 November 1980 to 16 October 1981.
5. He was honorably release from active duty on 4 August 1983. His DD Form 214 shows in:

- Block 12f (Foreign Service) – he completed 11 months and 11 days foreign service.
- Block 13 (Decorations, Medals, Badges, Citations, and Campaign Ribbons Awarded or Authorized) – Sharpshooter Badge with Grenade Bar, Army Service Ribbon, Overseas Service Ribbon, and Army Good Conduct Medal
- Block 18 (Remarks) no listing of combat deployments

6. By regulation (AR 635-5), the DD Form 214 is a summary of a Soldier's most recent period of continuous active duty and will be prepared for all personnel at the time of retirement, discharge, or release from active duty.

- Block 12f shows the total active duty outside the continental limits of the United States for the period covered by the DD Form 214
- Block 13 shows awards and decorations
- Block 19, for an active-duty Soldier deployed with his or her unit during their continuous period of active service, enter the statement "Service in (Name of County Deployed) from (inclusive dates for example, YYYYMMDD – YYYYMMDD)"

7. By regulation (AR 600-8-22) the Korea Defense Service Medal is authorized for award to members of the Armed Forces of the United States who have served on active duty in support of the defense of the Republic of Korea. The period of eligibility is 28 July 1954 to a date to be determined by the Secretary of Defense.

8. In similar cases, the Board noted the foreign service is captured in item 12f of the DD Form 214 and that there is no provision in the regulation to list the specific country of foreign service in item 12f. The Board also recognized an applicant may qualify for the Korea Defense Service Medal; and that an applicant may use this Record of Proceedings and the Korea Defense Service Medal to confirm foreign service in Korea.

BOARD DISCUSSION:

1. After reviewing the application, all supporting documents, and the evidence found within the military record, the Board found that partial relief was warranted. The Board carefully considered the applicant's record of service, documents submitted in support of the petition and executed a comprehensive review based on law, policy, and regulation. Upon review of the applicant's petition and available military records, the Board determined there was sufficient evidence, including his service in Korea from 26 November 1980 to 16 October 1981 for award of the Korea Defense Service Medal.
2. Upon review of the applicant's petition and available military records, the Board determined his record is absent orders or evidence that shows he served in an area designated for annotation on a DD Form 214 for deployment purposes.

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 partial relief. As a result, the Board recommends that all Department of the Army records of the individual concerned be corrected by amending the applicant's DD Form 214, for the period ending 4 August 1983 to add the Korea Defense Service Medal.
2. The Board further determined that 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 any additional awards or foreign service credit.

4/11/2025

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) establishes the standardized policy for processing the DD Form 214. The purpose of the separation document is to provide the individual with documentary evidence of their military service. 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 instructions for completing:
 - Block 12f, enter the total amount of foreign service completed during the period covered by the DD Form 214
 - Block 13, enter all awards and decorations.
 - Block 18, For an active-duty Soldier deployed with his or her unit during their continuous period of active service, enter the statement "Service in (Name of County Deployed) from (inclusive dates for example, YYYYMMDD – YYYYMMDD)."
3. Army Regulation 600-8-22 (Military Awards) states the Korea Defense Service Medal is authorized for award to members of the Armed Forces of the United States who have served on active duty in support of the defense of the Republic of Korea. The period of eligibility is 28 July 1954 to a date to be determined by the Secretary of Defense.

//NOTHING FOLLOWS//