

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 7 March 2025

DOCKET NUMBER: AR20240006494

APPLICANT REQUESTS: reconsideration of his previous request for the correction of his records promoting him to the grade of E-5.

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

- Self- authored Statement
- DA Form 2166-4 (Enlisted Efficiency Report)

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 AR20230007529 on 14 February 2024. Upon review of the applicant's petition and available military records, the Board determined his record was absent evidence which shown he was promoted to E-5 prior to his discharge. Based on regulatory guidance, promotion to E-5 are announced with official orders. The Board agreed the request for relief to correct the applicant's DD Form 214 reflecting promotion to the grade of E5 had no merit as the available evidence does not support the applicant was ever promoted to the grade of E5. Therefore, the Board denied relief.

2. The applicant states he requests the reconsideration of his previous for the correction of his records promoting him to the grade of E-5. Before he went on leave, his commander verbally told him he was going to submit his records for consideration for promotion to the grade of E5. However, when he returned from leave, his commander was no longer in the unit as he was reassigned due to a disciplinary issue. Just like other in his unit, he should have been promoted to E5. He would like this correction to his records before he dies.

3. A review of the applicant's service record shows:

a. On 29 June 1972, the applicant enlisted in the Regular Army in the rank/grade of private one (PV1)/E1.

b. DA Form 2-1 (Personnel Qualification Record) shows in item 18 (Appointments and Reductions) the applicant was advanced to:

- PV1/E1 effective 29 June 1972
- private two (PV2)/E2 effective 29 October 1972
- private first class (PFC)/E3 30 August 1973
- specialist four (SP4)/E4 effective 1 April 1974

c. DA Form 2A (Personnel Qualification Record) shows the applicant's rank as SP4/E4 effective 1 April 1974.

d. DA Form 20 (Enlisted Qualification Record) shows in item 33 (Appointments and Reductions) the applicant was advanced to:

- PV1/E1 effective 29 June 1972
- PV2/E2 effective 29 October 1972
- PFC/E3 30 August 1973
- SP4/E4 effective 1 April 1974

e. On 1 April 1974, Special Orders Number 91, issued by Headquarters (HQs), U. S. Army, Europe and Seventh Army, the applicant was appointed to the rank of SP4 effective 1 April 1974.

f. On 6 February 1975, Orders Number 37, issued by HQs, U. S. Army, Europe and Seventh Army, the applicant was reassigned to the Transfer Station or Transfer Point, fort Dix, NJ for separation effective 1 June 1975.

g. On 9 June 1975, Special Orders Number 112, issued by the U. S. Army Administration Center and Fort Benjamin Harrison, the applicant was relieved from active duty effective 10 June 1975 and assigned to the U. S. Army Reserve (USAR) effective 11 June 1975.

h. On 10 June 1975, the applicant was honorably released to active duty and assigned to the USAR Control Group (Annual Training). DD Form 214 shows in:

- item 6a (Grade, Rate or Rank): SP4
- item 6b (Pay Grade): E4
- item 7 (Date of Rank): 1 April 1974

i. On 23 May 1978, Orders Number 05-1042617, issued by the Office of the Adjutant General Reserve Components Personnel and Administration Center, the applicant was honorably discharged from the USAR effective 28 June 1978.

4. The applicant provides a DA Form 2166-4 which shows the applicant was evaluated in his rank of PFC/E3 which stated he should be assigned to a position at a higher organization level and should be sent to a noncommissioned officer development course. His performance placed him above his peers.

BOARD DISCUSSION:

After reviewing the application and all supporting documents, the Board found that relief was not 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. The applicant enlisted in the Regular Army on 29 June 1972 and was honorably discharged from the U.S. Army Reserve on 28 June 1978, having attained the rank of specialist four (SP4)/E4 effective 1 April 1974. His personnel records consistently reflect promotions through E4, with no documentation supporting advancement to E5. The Board noted the applicant's contention he was verbally promised promotion to E5 by his commander prior to the commander's reassignment and believes he should have been promoted like others in his unit. However, the Board concluded the applicant provides no substantiating documentation to support his claim of promotion to E5, and his official records do not reflect any advancement beyond E4. Therefore, the Board denied relief.

BOARD VOTE:

Mbr 1 Mbr 2 Mbr 3

:	:	:	GRANT FULL RELIEF
:	:	:	GRANT PARTIAL RELIEF
:	:	:	GRANT FORMAL HEARING
:XX	:XX	:XX	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

Signed by: _____

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.

REFERENCE:

Army Regulation (AR) 600-200 (Enlisted Personnel Management System) in effect at the time states, prescribes policies, responsibilities and procedures pertaining to career management of Army enlisted personnel.

a. Paragraph 7-3 (Authority to promote) states pay grades E5 and E6. Field grade commanders of any organization which is authorized a commander in the grade of lieutenant colonel or higher may promote assigned personnel to pay grades E5 and E6. Promotions will be announced in orders.

b. Section III (Promotion to Pay Grade E5 and E6), Soldiers must be recommended for promotion by an appearance board and placed on the recommended list and have a minimum of 450 promotion points in the primary zone and 500 in the secondary zone. Eligibility and selection criteria of E5 was 8-months; time in grade and 36-months in the primary zone and 24-months in the secondary zone for time in service. Individual must meet the minimum time in grade prior to the board appearance.

//NOTHING FOLLOWS//