

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 28 March 2025

DOCKET NUMBER: AR20240006550

APPLICANT REQUESTS: correction of his National Guard Bureau (NGB) Form 23A (Army National Guard (ARNG) Current Annual Statement) for missing service credit.

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 service records are not up to date. There is a large gap of service credit missing from his NGB Form 23A between 2007 and 2008. He had major spine surgery and after recovery, he made up all or his missed training activities. However, those dates are not accurately reflected. He contacted the National Guard Command; a representative there advised him that two data systems were tracking different service credit information and those systems "did not talk" to each other. He was advised his records needed to be combined in both systems to accurately reflect his service credit.
3. The applicant enlisted in the ARNG for 8 years, on 9 May 2003. He entered active duty for initial active duty training on 11 August 2003. He was issued a DD Form 214 (Certificate of Release or Discharge from Active Duty) for this period of service. [see Administrative Note].
4. A NGB Form 23A prepared on 5 June 2008, shows the applicant received 31 retirement points for the period beginning 9 May 2007, ending 8 May 2008.
5. He was honorably discharged on 8 May 2009, and transferred to the U.S. Army Reserve (USAR) Control Group.

6. On 10 March 2005, the NGB, Chief, Special Actions Branch, recommended disapproval of the applicant's request for correction of his NGB Form 23A, for missing service credit from 2007 through 2008.

a. The Minnesota ARNG (MNARNG) did a review of the applicant's ABCMR claim and concluded his Retirement Point Accounting Management (RPAM) accurately reflect 31 points for a period of service from 9 May 2007 through 8 May 2008. The service time indicates 16 training days and 15 membership points. The MNARNG additionally states if the application could provide documents such as split unit training (SUTA) forms, copies of DA Form 1379 (USAR Components Unit Record of Reserve Training), or pay documents from his master military pay account (MMPA) then corrections to his records could made.

b. Army Regulation (AR) 135-180 (Army National Guard (NGR) and Army Reserve – Retirement for Regular and Non-Regular Service), paragraph 2-6(c), states that orders, by themselves, are not substantiating documents and will only be used when they support other source documents listed in this paragraph. Soldiers should be counseled and advised to retain copies of all retirement point statements and/or NGB Form 23 and related documents. Supporting documents per AR 140–185 and NGR 680–2 may include, but are not limited to: MMPA, DA Form 1379, SUTA, and not emails.

c. National Guard Regulation 680-2 (Personnel Information Systems Automated Retirement Points Accounting Management) provides guidance to how to properly record entries into an individual Soldier's Retirement Points Accounting System. It states that commanders will provide performance memos or other certificates at least monthly to the RPAM administrator listing all non-paid retirement points earned for entry into the RPAM record.

d. After a thorough review of this case with the support of the MNARNG this office recommends that the applicant's request to have creditable service added to his NGB Form 23A be disapproved. The MNARNG did a review of the Soldier's RPAM and did not find any inaccurate information. The applicant did not provide any specific information or documents such as Defense Finance and Accounting Service to indicate specific training dates were not annotated.

7. On 14 March 2025, the applicant was provided a copy of the advisory opinion and afforded seven days to provide comments. As of 26 March 2025, he had not responded.

BOARD DISCUSSION:

After reviewing the application, all supporting documents, and the evidence found within the military record, the Board found that relief was not warranted. The applicant's contentions, the military record, and regulatory guidance were carefully considered. The Board concurred with the NGB advisory official, who found that the applicant's Retirement Point Accounting Management accurately reflect 31 points for a period of service from 9 May 2007 through 8 May 2008. The service time indicates 16 training days and 15 membership points. However, the ARNG notes that if the applicant could provide additional documents, such as split unit training forms, copies of DA Form 1379 (USAR Components Unit Record of Reserve Training), or pay documents from his master military pay account, to support his request, they would amend his records. Therefore, the Board found no error or injustice and denied relief.

BOARD VOTE:

<u>Mbr 1</u>	<u>Mbr 2</u>	<u>Mbr 3</u>	
:	:	:	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

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.

ADMINISTRATIVE NOTE(S):

The applicant completed a period of initial active duty for training (IADT). He was awarded a military occupational specialty at the completion of training and was transferred back to the USAR. Army Regulation 635-200 (Personnel Separations – Active Duty Enlisted Administrative Separations) provides that when a Reserve Component Soldier successfully completes IADT, the characterization of service is Honorable unless directed otherwise by the separation authority. Please reissue him a DD Form 214 for the period ending 11 December 2003, showing his character of service as honorable.

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 135-180 (Army National Guard and Army Reserve – Retirement for Regular and Non-Regular Service) prescribes policy and procedures governing the granting of retired pay for non-regular service to Soldiers in the ARNG, ARNG of the U.S. (ARNGUS), and the USAR. Paragraph 2-6(c), states that Orders, by themselves, are not substantiating documents and will only be used when they support other source documents listed in this paragraph. Soldiers should be counseled and advised to retain copies of all retirement point statements and/or NGB Forms 23 and related documents.
3. National Guard Regulation 680-2 (Personnel Information Systems Automated Retirement Points Accounting Management) sets responsibilities and procedures to establish and maintain retirement records, establish the anniversary year, determine service requirements to qualify for retirement for non-regular service, prepare and issue notifications of eligibility for retired pay for non-regular service, make elections for Survivor Benefit Plan/Reserve Component Survivor Benefit Plan, apply for retired pay for non-regular service, determine eligibility for reduced retirement age for members who served on active service under certain authorities, and explains the statute of limitations on applying for retired pay.

//NOTHING FOLLOWS//