

IN THE CASE OF: [REDACTED]

BOARD DATE: 3 April 2025

DOCKET NUMBER: AR20240006971

APPLICANT REQUESTS: in effect, correction of her DD Form 214 (Certificate of Release or Discharge from Active Duty), ending 15 November 2018, to show her married name [REDACTED] vice [REDACTED]

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

- DD Form 149 (Application for Correction of Military Record)
- Marriage Certificate
- Marriage License
- Social Security Card
- Driver's License
- DD Form 214

FACTS:

1. The applicant did not file within the 3-year time frame provided in Title 10, U.S. Code (USC), 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 she is requesting correction of her DD Form 214 to reflect her current legal name due to marriage and would like to have her records to match with her current driver's license and other identification documents. The applicant further requests correction of the spelling of her middle name.
3. The applicant provides:

- Marriage Certificate, dated [REDACTED]
- Marriage License, dated [REDACTED]
- Social Security Card
- Driver's License
- DD Form 214

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

- a. She enlisted in the Army National Guard on 24 July 2014. Her DD Form 4 (Enlistment/Reenlistment Document Armed Forces of the United States), item 1 (Name (Last, First, Middle) shows her name as the contested name.
- b. Her Enlisted Record Brief shows her contested name.
- c. Her NGB Form 22 (National Guard Report of Separation and Record of Service) shows her contested name.
- d. On 15 November 2018, the applicant was released from active duty with an honorable discharge. She completed 10 months, and 12 days of active service. The DD Form 214 shows in Block 1 (Name), the applicant's contested name.

5. The applicant does not provide a civil court order granting name change authorizing her name to be changed to [REDACTED]

BOARD DISCUSSION:

1. After reviewing the application, all supporting documents, and the evidence found within the military record, 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 evidence presented does not demonstrate the existence of a probable error or injustice. The applicant used the contested name during her entire period of service. The Board noted the applicant was married after her period of service. The Board determined the overall merits of this case are insufficient as a basis for correction of the records of the individual concerned. Based on the service record and a preponderance of the evidence, the Board denied relief.
2. The Army has an interest in maintaining the integrity of its records for historical purposes. The information in those records must reflect the conditions and circumstances that existed at the time the records were created. In the absence of evidence that shows a material error or injustice, there is a reluctance to recommend that those records be changed.
3. The applicant is advised that a copy of this decisional document, along with her application and the supporting evidence he provided, will be filed in her official military records. This should serve to clarify any questions or confusion regarding the difference in the name recorded in her military records and to satisfy her desire to have her name documented in her military records.

BOARD VOTE:

Mbr 1 Mbr 2 Mbr 3

- : : : GRANT FULL RELIEF
- : : : GRANT PARTIAL RELIEF
- : : : GRANT FORMAL HEARING
-    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.

4/15/2025

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.

ADMINISTRATIVE NOTES:

A review of the applicant's records is sufficient to substantiate correction of the DD Form 214 without action by the Board, to correct the misspelling of her middle name to reflect [REDACTED] vice [REDACTED]

REFERENCES:

1. Title 10, USC, 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, prescribes the transition processing function of the military personnel system, including preparation of the DD Form 214.
 - a. 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.
 - b. For Item 1 (Name), compare with the original enlistment contract or appointment order and review the official record for possible name changes. If a name change has occurred, list other names of record in item 18 (Remarks).

//NOTHING FOLLOWS//