

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 14 March 2025

DOCKET NUMBER: AR20240007677

APPLICANT REQUESTS: correction of his DD Form 214 (Report of Separation from the Armed Forces of the United States) to show:

- Block 10 (Date of Birth): [REDACTED] vice [REDACTED]
- Block 11 (Place of Birth): [REDACTED]

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

- DD Form 149 (Application for Correction of Military Record)
- Department of Health – Certification of Birth
- U.S. Passport

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 date and place of birth are incorrect on his DD Form 214. He suffers from progressive loss of hearing due to being a tank gunner while serving in Germany. He discovered both were not accurate when he attempted to file for medical benefits through the Department of Veterans Affairs.
3. The applicant provides his Certification of Birth and U.S. Passport as confirmation of DOB and place of birth.
4. The applicant's military records are not available to the Board for review. However, there were sufficient documents remaining in a reconstructed record to conduct a fair and impartial review of this case. This case is being considered using reconstructed records, which primarily consist of a DD Form 214.
 - a. He was inducted into the Army of the United States on 16 March 1951.

b. On 10 April 1953, he was honorably released from active duty. His DD Form 214 shows:

- Block 10 (Date of Birth) [REDACTED]
- Block 11 (Place of Birth) [REDACTED]

BOARD DISCUSSION:

After a thorough review of the applicant's request, supporting documents, and military record, the Board finds that relief is warranted in this case. The applicant's request for the correction of his DD Form 214 (Report of Separation from the Armed Forces of the United States) to accurately reflect his date and place of birth is supported by sufficient evidence, specifically his certificate of birth and U.S. Passport and is in accordance with applicable laws, policies, and regulations.

BOARD VOTE:

Mbr 1 Mbr 2 Mbr 3

:XX	XXI	:XX	GRANT FULL RELIEF
:	:	:	GRANT PARTIAL RELIEF
:	:	:	GRANT FORMAL HEARING
:	:	:	DENY APPLICATION

BOARD DETERMINATION/RECOMMENDATION:

The Board determined the evidence presented is sufficient to warrant a recommendation for relief. As a result, the Board recommends that all Department of the Army records of the individual concerned be corrected by amending his date of birth and place of birth to reflect that annotated on his certificate of birth and U.S. Passport.

[REDACTED]

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 635-8 (Separation and Processing Documents), currently in effect, states 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. The information entered thereon reflects the conditions as they existed at the time of separation.

//NOTHING FOLLOWS//