

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 27 February 2025

DOCKET NUMBER: AR20240008566

APPLICANT REQUESTS: correction of his DA Form 5016 (Retirement Accounting Statement) to add a total of 34 non-paid retirement points:

- 30 retirement points for Retirement Year Ending (RYE) 19 May 2023
- 4 retirement points for RYE 19 May 2024

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

- DD Form 149 (Application for Correction of Military Record)
- DA Form 7801 (Rifle, Carbine, and Automatic Rifle Marksmanship Scorecard) dated 4 October 2022
- DA Form 1380 (Record of Individual Performance of Reserve Training) training dates 3 – 7 October 2022
- DA Form 1380 training date 4 October 2022
- Memorandum, Subject: Commander's Certification Memorandum for Inactive Duty Training (IDT) and Travel Reimbursement Program (TRP) dated 23 October 2022
- DA Form 1380 (Record of Individual Performance of Reserve Duty Training) training dates 24 - 26 October 2022
- Memorandum, Subject: 63d Readiness Division (RD) Hybrid Pre-Retirement Briefing dated 8 November 2022
- DA Form 1380 training date 8 November 2022
- DA Form 1380 training dates 20 - 25 December 2022
- Certificate of Completion – Assured Compliance Assessment Solution (ACAS) Operator and Supervisor Course dated 26 December 2022
- DA Form 1380 training dates 22 October 2022 and 23 October 2023
- DA Form 1380 training dates 3 December 2022 and 4 December 2023

FACTS:

1. The applicant states his DA Forms 1380 were not updated to his DA Form 5016 and the administrators will not process the forms because they are outside of the 6-month window to correct the DA Forms 1380 that are submitted. Data lost by the administrator

or not tracked due to issues outside of his control of data (e.g. personnel change out, computer turn ins, lifecycle of equipment). He believes his military records are in error because the DA Forms 1380 were not processed timely. He received no assistance from local administrators to correct the issues due to the loss of personnel or continuity of effort in solving issues of missing DA Forms 1380.

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

a. With prior U.S. Army Reserve (USAR) service as a cadet, on 20 May 2004, the applicant was appointed as a Regular Army commissioned officer in the branch of Field Artillery and executed an oath of office.

b. DD Form 214 (Certificate of Release or Discharge from Active Duty) shows in block 12a that the applicant entered active duty this period on 13 June 2004 and was honorably released from the active duty on 1 October 2014 for completion of his required active service.

c. On 2 October 2014, he was appointed as a Reserve commissioned officer and executed an oath of office.

d. DD Form 214 shows in block 12a that the applicant entered active duty this period on 22 February 2016 and was honorably released from the active duty training on 17 September 2016 for completion of his required active service.

f. DA Form 5016 dated 4 August 2023, shows the applicant earned the following points for RYE 19 May 2023, 28 inactive duty training points, 15 membership points, and 6 active duty training points, totaling 49 points creditable. The annual detail supplement of the DA Form 5016 shows for the period of 24 through 26 October 2022 the applicant was awarded 2 non-paid retirement points for each day of duty for a total of 6 non-paid retirement points which are dates the applicant is requesting to be awarded additional non-paid retirement points.

g. The applicant's RYE was split due to the transition from the legacy system to the Integrated Personnel Pay System-Army for the Human Resources system of records.

h. DA Form 5016 dated 18 June 2024, shows the applicant earned the following points for RYE 19 May 2023, 28 inactive duty training points, 15 membership points, and 6 active duty training points, totaling 49 points creditable. For RYE 19 May 2024, 37 inactive duty points, 15 membership points and 14 active duty points for a total of 66 creditable points.

3. The applicant provides:

a. DA Form 7801 (Rifle, Carbine, and Automatic Rifle Marksmanship Scorecard dated 4 October 2022, indicates the applicant attended range qualification. The form is endorsed by the range officer in charge and commander on 4 October 2022.

b. DA Form 1380 dated 6 November 2022, shows the applicant attended an Online Course and BTA during the period of 3 through 7 October 2022 for points only for 8 hours each day totaling 10 retirement points and the form was endorsed by the Deputy Director as the officer having knowledge of the duties performed.

c. DA Form 1380 dated 6 October 2022, shows the applicant attended Weapon qualification range on Fort Lee on 4 October 2022 for points only for 8 hours totaling 2 retirement points and the form was endorsed by the Deputy G-3/9 as the officer having knowledge of the duties performed. This date was captured on the DA Form 1380 discussed in paragraph 3e above.

d. Memorandum, Subject: Commander's Certification Memorandum for IDT and TRP dated 23 October 2022 certified by Major (MAJ) C.J., Jr stated the applicant was present for duty and participated in the IDT TRP from 22 through 23 October 2022.

e. DA Form 1380 dated 27 October 2022, shows the applicant attended Battle Training Assembly (BTA) in lieu of 4 through 6 November 2022 for points only on 24 through 26 October 2022 for 8 hours each day totaling 6 retirement points and the form was endorsed by the Deputy Director as the officer having knowledge of the duties performed.

f. Memorandum, Subject: 63d RD Hybrid Pre-Retirement Briefing dated 8 November 2022, indicates the applicant participated in a pre-retirement briefing. The first page of the memorandum shows the date of the event as "5 2022". The second page of the document shows the event occurred on "22 October 2022".

g. DA Form 1380 dated 14 November 2022, shows the applicant attended a Pre-Retirement brief on 8 November 2022 for points only for 8 hours totaling 2 retirement points and the form was endorsed by the Deputy Director as the officer having knowledge of the duties performed.

h. DA Form 1380 dated 31 December 2022, shows the applicant attended an Online Course, ACAS Supervisor Training 20 through 25 December 2022 for points only for 4 hours each day totaling 6 retirement points and the form was endorsed by the Deputy G-3/9 as the officer having knowledge of the duties performed.

i. Certificate of Completion - ACAS Operator and Supervisor Course dated 26 December 2022 showing 32 hours of course material.

j. DA Form 1380 dated 24 October 2022, shows the applicant attended BTA on 22 through 23 October 2023 for points only for 8 hours each day totaling 4 retirement points and the form was endorsed by the Deputy G-3/9 as the officer having knowledge of the duties performed.

k. DA Form 1380 dated 6 December 2022, shows the applicant attended BTA on 3 December 2022 and 4 December 2023 for points only for 8 hours each day totaling 4 retirement points and the form was endorsed by the Deputy G-3/9 as the officer having knowledge of the duties performed.

4. On 5 February 2025, in the processing of this case U.S. Army Reserve Command (USARC), Retirement Services Officer, provided an advisory opinion which stated USARC reviewed the applicant's documents and determined he should be awarded 18 points in accordance with Army Regulation 140-185. The applicant drills for points only, but the unit did not process the DA Forms 1380 properly. A favorable decision by Army Review Board Agency would allow the RD to update the record. Full administrative relief granted.

5. On 5 February 2025, the applicant was provided with a copy of the advisory opinion for comment or rebuttal.

#### BOARD DISCUSSION:

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. The Board reviewed and concurred with the U.S. Army Reserve Command's advising official and determined the evidence supports the applicant receiving credit for 18 points in accordance with Army Regulation 140-185 for retirement year ending 19 May 2023, excluding credit for online courses.

BOARD VOTE:


<u>Mbr 1</u>	<u>Mbr 2</u>	<u>Mbr 3</u>	
:	:	:	GRANT FULL RELIEF
:XX	:XX	:XX	GRANT PARTIAL RELIEF
:	:	:	GRANT FORMAL HEARING
:	:	:	DENY APPLICATION

BOARD DETERMINATION/RECOMMENDATION:

1. The Board determined the evidence presented is sufficient to warrant a recommendation for partial relief. As a result, the Board recommends that all Department of the Army records of the individual concerned be corrected by awarding the applicant 18 qualifying membership points for the retirement year 19 May 2023, provided all other criteria is met for the following dates of duty performed:

- 4 October 2022, 8 hours, 2 non-paid retirement points
- 22 October 2022, 8 hours, 2 non-paid retirement points
- 23 October 2022, 8 hours, 2 non-paid retirement points
- 24 October 2022, 8 hours, 2 non-paid retirement points
- 25 October 2022, 8 hours, 2 non-paid retirement points
- 26 October 2022, 8 hours, 2 non-paid retirement points
- 8 November 2022, 8 hours, 2 non-paid retirement points
- 3 December 2022, 8 hours, 2 non-paid retirement points
- 4 December 2022, 8 hours, 2 non-paid retirement points

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 additional non-paid retirement points in excess of the above.

  
**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.

REFERENCES:

## 1. Army Regulation 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records):

a. Paragraph 2-2 (Criteria for earning retirement points) states retirement points may be earned by U.S. Army Reserve Soldiers for active duty or duty in an active status for active duty for training (ADT), initial active duty for training (IADT), involuntary active duty for training (involuntary ADT), voluntary IDT, annual training (AT), IDT, membership points, and for other activities specified in this regulation.

- Four-hour rule; Soldiers earn one point for each scheduled 4-hour period of IDT at Battle Assembly, Rescheduled Training (RST), Equivalent Training, or Additional Training Assemblies
- Four/eight-hour rule; Soldiers earn one point for each 4 hour or greater period, award of a second point in the same day requires additional hours to bring the day's total to a minimum of 8 hours for a maximum of two points in 1 calendar day

b. Paragraph 3-3 (DA Form 1380) states nonpaid DA Forms 1380 will not be entered into Automated Drill Attendance Reporting Software (ADARS) and will be forwarded to HRC for award of retirement points no later than the end of each duty month.

c. Table 3-1 provides that the code "N" will be entered for RST. The code "N" indicates the Soldier is entitled to retirement point credit only.

2. Department of Defense Instructions 1215.07 (Service Credit for Non-Regular Retirement) states inactive duty may be credited for each attendance at an inactive duty training period. A maximum of 2 retirement points for attendance at inactive duty training periods or equivalent training, in any 1 calendar day. The Service member's participation is without payment other than the pay to which the Service member is entitled as a Reserve Component member. Credit no more than one retirement point for fewer than 8 hours.

//NOTHING FOLLOWS//