

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 11 April 2025

DOCKET NUMBER: AR20240010281

APPLICANT REQUESTS: correction of his DD Form 214 (Certificate of Release or Discharge from Active Duty), ending 5 January 2013 to reflect his deployment to Afghanistan.

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

- DD Form 149 (Application for Correction of Military Record)
- Headquarters, 101st Airborne Division (Air Assault) and Fort Campbell Orders Number CP-088-0430, applicant deployed in a temporary change of station status while assigned to 502nd Infantry Regiment to Kandahar, Afghanistan in support of Operation Enduring Freedom on or about 10 May 2010 not to exceed 365-days
- DD Form 214 for service ending 5 January 2013

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 he requests the correction of his DD Form 214 to show he was deployed to Kandahar, Afghanistan during the period of 10 May 2010 through 9 May 2011.
3. A review of the applicant's service record shows:
 - On 12 August 2009, he enlisted in the Regular Army
 - Enlisted Record Brief shows he was awarded:
 - Afghanistan Campaign Medal with Bronze Service Star
 - North Atlantic Treaty Organization (NATO) Medal
 - Combat Infantryman Badge

- On 18 March 2010, he was awarded the Driver and Mechanic Badge with Wheeled Device while assigned at Forward Operating Base Wilson, Afghanistan for the period of 15 May 2010 through 1 March 2011 by Permanent Orders Number 077-010
- On or about 10 May 2010, he deployed to Kandahar, Afghanistan in support of Operation Enduring Freedom by Orders Number CP-088-0430
- He was awarded the Non-Article 5 NATO Medal for service with NATO in relation to International Security Assistance Force operation during the period of 15 May 2010 through 15 May 2011
- On 5 January 2013, he was honorably released from active duty and transferred to the U.S. Army Reserve (USAR) Control Group (Reinforcement), his DD Form 214 shows:
 - He completed 3-years, 4-months, and 24-days of active service
 - Item 12f (Foreign Service): 0-years, 0-months and 0-days
 - Item 13 (Decorations, Medals, Badges, Citations and Campaign Ribbons Awarded or Authorized):
 - Army Achievement Medal
 - Valorous Unit Award
 - Army Good Conduct Medal
 - National Defense Service Medal
 - Afghanistan Campaign Medal with two campaign stars
 - Global War on Terrorism Service Medal
 - Army Service Ribbon
 - Overseas Service Ribbon
 - NATO Medal
 - Combat Infantryman Badge
 - Driver and Mechanic Badge
- On 11 April 2017, he was honorably discharged from the USAR by Orders Number D-04-709714

4. On 7 April 2025, in the processing of this case, the Defense Finance and Accounting Service provided the applicant's Master Military Pay Account which shows he began to receive Hostile Fire/Imminent Danger Pay upon his arrival in Kuwait on 13 May 2010 which was terminated when he departed theater on 7 April 2011.

BOARD DISCUSSION:

After reviewing the application and all supporting documents, the Board found that 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. Upon review of the applicant's petition and available military records, the Board determined there is sufficient evidence to grant full relief, including Orders which show he served in Afghanistan, and a summary from the Defense Finance and Accounting Service (DFAS) indicating the applicant served in Kuwait 13 May 2010 and departed theater on 7 April 2011. The Board also notes that Kuwait was a standard place of arrival for Soldiers going to either Afghanistan or Iraq. Therefore, since he had orders to Afghanistan, the Board determined there was sufficient evidence to warrant relief and granted relief.

BOARD VOTE:

Mbr 1 Mbr 2 Mbr 3

:XXX	:XXX	:XXX	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 Army records of the individual concerned be corrected by amending his DD Form 214, for the period ending 5 January 2013 to show in:

- item 12f (Foreign Service): 0 year and 10 months and 26 days
- item 18 (Remarks): Service in Afghanistan from 13 May 2010 through 7 April 2011

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, 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 (AR) 635-5 (Separation Documents) in effect at the time, provides the separation documents which are prepared for individuals upon retirement, discharge, or release from active military service or control of the Army. For item 18; use this block for entries required by Headquarters Department of the Army for which a separate block is not available and for completing entries that are too long for their blocks. Effective with the version of the regulation dated 15 September 2000, item 18 will state "SERVICE IN (NAME OF COUNTRY DEPLOYED) FROM (inclusive dates for example, YYYYMMDD -YYYYMMDD).
3. AR 600-8-22 (Military Awards) procedures for individual and unit military awards and foreign decorations and badges.
 - a. Paragraph 2-16 (Afghanistan Campaign Medal (ACM)) states Individuals authorized the ACM must have served in direct support of Operation Enduring Freedom

from 11 September 2001 to 31 December 2014 and Operation Freedom's Sentinel from 1 January 2015 to 31 August 2021. The area of eligibility (AOE) encompasses all land area of the country of Afghanistan and all airspaces above the land. Effective 31 August 2021, the ACM is no longer authorized for operations conducted in Afghanistan. Service members must have been assigned, attached, or mobilized to units operating in the AOE for 30 consecutive days or for 60 nonconsecutive days or meet one of the following criteria:

- Be engaged in combat during an armed engagement, regardless of the time in the AOE
- While participating in an operation or on official duties was killed, wounded, or injured and medically evacuated from the AOE
- While participating as a regularly assigned air crewmember flying sorties into, out of, within, or over the AOE in direct support of the military operations, each day of operations counts as 1 day of eligibility

b. Paragraph 9-11 (NATO Medal), The NATO Medal is awarded by the Secretary General of NATO to military and civilian members of the Armed Forces of the United States who participate in designated NATO operations. Period of qualifying service:

- the normal period of service, which will be required as qualifying service, is 30-days, continuous or accumulated, in any single tour of duty, which is normally 180-days
- period of qualifying service will not be required for the posthumous award of the medal or for those missing in action and therefore presumed killed or repatriated consequent to wounding or serious injury while on assignment
- where personnel, by the nature of their duties or location, are eligible for the award of more than one NATO Medal during the same period, such personnel will only be awarded the medal for one campaign or operation
- subject to meeting the specific eligibility criteria, military or civilian personnel who have completed a period of qualifying service during the designated campaign or operation will be eligible to receive the medal and appropriate ribbon and clasp from the applicable NATO designated award authority

//NOTHING FOLLOWS//