

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 23 May 2025

DOCKET NUMBER: AR20240010967

APPLICANT REQUESTS:, in effect, reconsideration of his previous request to show:

- award of the Humanitarian Service Medal (HSM)
- award of the Overseas Service Medal (formally known as the Overseas Service Ribbon (OSR))
- award of the Kuwait Liberation Medal (KLM)
- award of the Joint Task Force Unit Award (assumed to mean the Joint Meritorious Unit Award (JMUA))
- his foreign service in Cuba and Southwest Asia

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

- DD Form 149 (Application for Correction of Military Record under the Provisions of Title 10, U.S. Code, Section 1552)
- DD Form 214 (Certificate of Release or Discharge from Active Duty) for the period ending 27 November 1996
- DD Form 215 (Correction to DD Form 214), 1 December 2009
- DD Form 215 (Correction to DD Form 214), 18 May 2012

FACTS:

1. Incorporated herein by reference are military records which were summarized in the previous consideration of the applicant's cases by the Army Board for Correction of Military Records (ABCMR) in Dockets Number AR20090007329 and AR20110016558 on 22 September 2009 and 20 March 2012, respectively.

2. The applicant's contention of showing his foreign service in Cuba and Southwest Asia was properly annotated on his previous requests and is shown on DD Form 214, for the period ending 18 May 2012. As a result, this contention will not be further discussed in the record of proceedings.

3. The applicant states, in effect, that his previous requests failed to provide all of his entitled awards and his foreign service time on his DD Form 214. He would like this oversight corrected.

4. After having prior enlisted service in the U.S. Army Reserve, the applicant enlisted in the Regular Army on 24 March 1994 in the rank/grade of private two/E-2.

5. His request to the ABCMR in Docket Number AR20090007329 on 22 September 2009 shows he was assigned to Headquarters and Headquarters Company, 1st Battalion, 12th Infantry, and he was awarded the Army Achievement Medal for achievement in support of Operation Sea Signal (Cuba) for the period 29 August 1994 to 7 February 1995.

6. His request to the ABCMR in Docket Number AR20110016558 on 20 March 2012 shows he was assigned to the 32d Transportation Company, Fort Carson, CO on 14 June 1995 through his separation from military service.

a. Information shown in the Defense Manpower Data Center complied the Operations Desert Shield/Desert Storm (the Gulf War) database shows he deployed from 1 January 1995 to 30 April 1995 and from 1 November 1995 through 31 December 1995.

b. Information obtained from the Defense Finance and Accounting Service confirmed he received foreign duty pay and hostile fire/imminent danger pay for those periods of service.

7. He was discharged from active duty on 27 November 1996 by reason of misconduct. His DD Form 214 shows he completed 2 years, 7 months, and 25 days of net active service this period. It further shows in:

a. item 12f (Foreign Service), the entry "0000 00 00" indicating no he did not have any foreign service;

b. item 13 (Decorations, Medals, Badges, Citations and Campaign Ribbons Awarded or Authorized), does not show he was awarded or authorized the HSM, OSR, KLM, or the JMUA; and

c. item 18 (Remarks), does not show any entries that show he deployed in support of any named operations.

8. He petitioned the ABCMR to show his foreign service in Cuba and all entitled awards. In Docket Number AR20090007329, the ABCMR granted partial relief by correcting item 12f by showing 5 months and 3 days of foreign service and item 18 by adding the entry "Service in Cuba 19940831 to 19950131." His DD Form 214 for the period ending 27 November 1996 was corrected by a DD Form 215, dated 1 December 2009. The Board denied his request for any entitled awards.

9. He once again petitioned the ABCMR to show his foreign service in Southwest Asia and all entitled awards. In Docket Number AR20110016558, the ABCMR found sufficient evidence to warrant granting partial relief by correcting item 12f by adding his foreign service in Southwest Asia with his service in Cuba to reflect 6 months and 18 days of foreign service. He was further awarded the Southwest Asia Service Medal with one bronze service star and added the entry "Service in Southwest Asia from 19951031 to 19950131." His DD Form 214 for the period ending 27 November 1996 was correct by a DD Form 215, dated 18 May 2012 and as a result DD Form 215, 1 December 2009 was voided per regulatory guidance. The Board denied his request for any entitled awards or service pertaining to Kuwait.

BOARD DISCUSSION:

After reviewing the application and all supporting documents, the Board determined partial relief was warranted. The applicant's contentions, the military record, and regulatory guidance were carefully considered. Based upon the available documentation, the Board made the following findings and recommendations related to the requested relief:

- Humanitarian Service Medal (HSM): GRANT, based upon the available documentation and the administrative notes below
- Overseas Service Medal: GRANT, based upon the available documentation and the administrative notes below
- Kuwait Liberation Medal (KLM): DENY, based upon the regulatory guidance outlined in the references below and the applicant's service in the area being outside the qualifying periods for the award.
- Joint Meritorious Unit Award (JMUA): GRANT, based upon the available documentation and the administrative notes below
- Foreign service in Cuba and Southwest Asia: DENY, based upon the applicant's record showing the correction was already completed on a DD Form 215, dated 18 May 2012.

BOARD VOTE:

Mbr 1 Mbr 2 Mbr 3

:	:	:	GRANT FULL RELIEF
:XXX	:XXX	:XXX	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 Army records of the individual concerned be corrected by amending the applicant's DD Form 214 by completing all the actions annotated below in the administrative notes.

2. The Board further determined 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 all other requested relief.

//SIGNED//
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 NOTE(S):

The applicant is authorized administrative correction of his DD Form 214 for the period ending 27 November 1996 without Board action to show the following awards:

- Humanitarian Service Medal
- Overseas Service Ribbon
- Joint Meritorious Unit Award

REFERENCES:

1. Army Regulation 600-8-22 (Military Awards) prescribes Army policy, criteria, and administrative instructions concerning individual and unit military awards.

a. The Humanitarian Service Medal is awarded to members who, after 1 April 1975, distinguished themselves by meritorious direct participation in a Department of Defense approved significant military act or operation of a humanitarian nature. A service member must be on active duty at the time of direct participation, must have directly participated in the humanitarian act or operation within the designated geographical area of operation and within specified time limits, and must provide evidence that substantiates direct participation.

b. Table C-1 shows the Joint Task Force 160 – Operation Sea Signal (20 May 1994 to 15 April 1996) for Guantanamo Bay, Cuba was approved by the Department of Defense as qualifying for award of the Humanitarian Service Medal.

c. The Kuwait Liberation Medal (KLM-SA), awarded by the Kingdom of Saudi Arabia was approved on 3 January 1992 and is awarded to members of the Armed Forces of the United States who participated in the Persian Gulf War between 17 January and 28 February 1991.

d. The Kuwait Liberation Medal (KLM-KU), awarded by the Government of Kuwait was approved on 9 November 1995 and is awarded to members of the Armed Forces of the United States who participated in the Persian Gulf War between 2 August 1990 and 31 August 1993.

e. The Overseas Service Ribbon was established by the Secretary of the Army on 10 April 1981. It is awarded to Soldiers of the U.S. Army for successful completion of overseas tours. Effective 1 August 1981, all members of the Active Army, Army National Guard, and Army Reserve in an active Reserve status are eligible for the award for successful completion of overseas tours.

2. Army Regulation 614-30 (Overseas Service) provides policy and guidance on the eligibility and selection criteria for overseas service in a permanent change of station status under routine conditions as well as contingency operations and deployments. Table 3-3 (Award of tour credit) of the version in effect at the time provided that when a Soldier served less than the normal prescribed overseas tour, and when curtailment was for the convenience of the Government and through no request from or fault of the Soldier, then the Soldier should be credited with a completed tour.

3. Army Regulation 635-5 (Separation Documents), in effect at the time, prescribed policies and procedures governing the preparation of separation documents. It provided that the DD Form 214 is a summary of a separating Soldier's most recent period of continuous active duty, providing a brief, clear-cut record of active duty service at the time of released from active duty, retirement, or discharge. The preparation instructions provided that for block 13, the preparer should list the separating Soldier's awards and decorations for all periods of service in the priority sequence specified in Army Regulation 600-8-22.

4. Department of the Army General Orders Number 14, 11 April 1997 shows Joint Task Force 160 for Operation Sea Signal (20 May 1994 to 15 April 1996) and participating Army units were awarded the Joint Meritorious Unit Award.

//NOTHING FOLLOWS//