

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 23 April 2025

DOCKET NUMBER: AR20240011117

APPLICANT REQUESTS: correction of her DD Form 214 (Certificate of Release or Discharge from Active Duty) to show in item 1 (Name) her last name as [REDACTED] vice [REDACTED].

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

- DD Form 149 (Application for Correction of Military Record)
- Social Security Card
- Driver's License
- Marriage License
- DD Form 214 effective 27 April 2011

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 she is requesting correction of her last name to reflect [REDACTED] vice [REDACTED]. Her social security card, drivers license and marriage license show her name as [REDACTED]. She further requested forwarding her the corrected document to the Defense Finance and Accounting Service office, among others.
3. Separation documents are to be presented when soliciting support from Veterans' organizations. It is the applicant's responsibility to provide those documents to any agencies requesting service confirmation.
4. A review of the applicant's service record shows:
 - a. She enlisted in the Regular Army on 6 June 2006. Her DD Form 4 (Enlistment/Reenlistment Document) shows in block 1 (Name) [REDACTED]

b. The Enlisted Record Brief shows the applicant listed as [REDACTED], the contested name. However, the available service record does not include a marriage certificate nor a DA Form 4187 (Personnel Action) requesting a name change.

c. On 27 April 2011, she was medically retired from active duty. Her DD Form 214 shows she completed 3 years and 10 months and 8 days of active service. Item 1 lists the applicant's last name as [REDACTED], the contested last name.

5. By regulation (AR 635-8), 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. Block 1 (Name) states compare original enlistment contract or appointment order and review official record for possible name changes. If a name change has occurred list other names of record in Block 18 (Remarks).

BOARD DISCUSSION:

1. 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 and standard review based on law, policy and regulation. The Board determined the evidence presented does demonstrate the existence of a probable error or injustice. The applicant used the contested name during her period of service. Upon review of the applicant's petition and available military records, the Board determined the overall merits of this case are sufficient as a basis for correction of the records of the individual concerned. The Board agreed per regulatory guidance adding the applicant's married name to item 18 (Remarks) would meet the applicant's intent for correction. Based on this, the Board granted partial 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.

BOARD VOTE:

Mbr 1 Mbr 2 Mbr 3

: : : GRANT FULL RELIEF

█ █ █ 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 amending the applicant's DD Form 214 for the period ending 27 April 2011, to show in item 18 (Remarks): Also known As (A.K.A) the last name as it appears on the applicant's marriage certificate.

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 correction of the applicant's DD Form 214 to reflect her last name in item 1 (Name (Last, First, Middle)) as her married name.

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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 Processing and 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. Block 1 (Name) states compare original enlistment contract or appointment order and review official record for possible name changes. If a name change has occurred list other names of record in Block 18 (Remarks).

//NOTHING FOLLOWS//