

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: [REDACTED]

BOARD DATE: 5 August 2025

DOCKET NUMBER: AR20240013565

APPLICANT REQUESTS: correction to his service record to show he was promoted to the rank/grade of sergeant (SGT)/E-5 at the time of discharge.

APPLICANT'S SUPPORTING DOCUMENT(S) CONSIDERED BY THE BOARD:  
DD Form 149 (Application for Correction of Military Record)

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, in part:

- While serving on active duty he was promoted to the rank of SGT
- His service record does not reflect the promotion
- He feels he deserves the promotion and would like his record to reflect the proper rank

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

- On 1 June 1962, he enlisted in the Regular Army
- DA Form 24 (Service Record) Section I (Appointments, Promotions, or Reductions) shows his rank as follows:
  - Private (PVT)/E-1, effective 1 June 1962
  - PVT/E-2, effective 1 October 1962
  - Private first class (PFC)/E-3, effective 12 February 1963
  - PVT/E-2, effective 3 June 1963
  - PFC/E-3, effective 14 October 1963
  - Specialist Four (SP4)/E-4 Temporary (T), effective 18 May 1964
  - SP4/E-4 Permanent (P), effective 15 May 1965

- Special Orders Number 116, dated 24 May 1965 was issued for an honorable release from active duty, in the rank of SP4, and assignment to the U.S. Army Reserve (USAR) Control Group (Reinforcement), effective 28 May 1965
- DD Form 214 (Armed Forces of the United States Report of Transfer or Discharge), shows an honorable release from active duty with transfer to the USAR Control Group (Reinforcement), in the rank of SP4/E-4, with service from 1 June 1962 to 28 May 1965 for a net service period of 2 years, 11 months, and 28 days
- On 22 April 1968, a Letter of Discharge from the USAR and a DD Form 256A (Honorable Discharge Certificate) were issued for an honorable discharge, in the rank of SP4, effective 30 April 1968
- His record is void of any instruments showing he was promoted to the rank/grade of SGT/E-5

BOARD DISCUSSION:

After reviewing the application, all supporting documents, and the evidence found within the military record, the Board found that relief was not 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 his record is absent evidence that shows he was promoted to sergeant (SGT)/E-5 prior to his release from active duty on 28 May 1965. The evidence of record shows the highest rank/grade the applicant was promoted to was SP4/E-4. Therefore, the Board denied his request.

BOARD VOTE:

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

BOARD DETERMINATION/RECOMMENDATION:

The evidence presented does not demonstrate the existence of a probable error or injustice. Therefore, the Board determined the overall merits of this case are insufficient as a basis for correction of the records of the individual concerned.

X //SIGNED//

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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 (AR) 635-5 (Separation Documents) in effect at the time prescribes the separation documents that will be furnished each individual who is separated from the Army. Source documents will consist of DA Form 20. Item 3a; enter the grade in which serving at the time of separation, indicating whether permanent or temporary. Item 32; if grade as shown in item 5 is not permanent, enter permanent grade, date of appointment, and date of rank if different from date of appointment.
3. AR 600-200 (Enlisted Personnel Management System) in effect at the time states:
  - a. Section 7-3 (Authority to promote) states pay grades E-5 and E-6. Field grade commanders of any organization which is authorized a commander in the grade of lieutenant colonel or higher may promote assigned personnel to pay grades E-5 and E-6.
  - b. Section 7 (Appointment of Acting Non-Commissioned Officers (NCO's)), sub section 7-52 (Units), Company, troop, battery, and separate detachment commanders. may appoint qualified soldiers as acting corporals, E-4, and sergeants, E-5. They will serve in vacant positions in their units at their present or higher grade. This includes those caused by temporary –absences of assigned NCOs. For acting corporal, E-4, and sergeant/E-5, the Soldier may not be more than one grade lower than the one to which appointed.

//NOTHING FOLLOWS//