

ARMY BOARD FOR CORRECTION OF MILITARY RECORDS

RECORD OF PROCEEDINGS

IN THE CASE OF: ██████████

BOARD DATE: 8 July 2025

DOCKET NUMBER: AR20250000303

APPLICANT REQUESTS: correction of his DA Form 5016 (Retirement Accounting Statement), to add 20 additional retirement points in Retirement Year Ending (RYE) 23 July 2022. A personal appearance before the Board.

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

- DD Form 149 (Application for Correction of Military Record)
- DA Form 1380 (Record of Individual Performance of Reserve Duty Training), 10 January 2022 number 1 endorsed by First Lieutenant (1LT) D- F- as the officer having knowledge of Battle Assembly (BA) that occurred on the following dates:
 - 16 and 17 October 2021 – 8 hours each day; totaling 4 retirement points
 - 4 and 5 December 2021 – 8 hours each day; totaling 4 retirement points
 - 8 and 9 January 2021 – 8 hours each day; totaling 4 retirement points
- DA Form 1380, 10 January 2022, number 2 endorsed by 1LT D- F- as the officer having knowledge of BA that occurred on the following dates:
 - 20, 21 and 22 August 2021 – 8 hours each day; totaling 6 retirement points
 - 17 September 2021 – 8 hours; totaling 2 retirement points
- Army Board for Correction of Military Records (ABCMR) Docket Number AR20230005512, 15 October 2024 wherein the applicant was granted partial relief and awarded 12 retirement points based on the properly completed DA Forms 1380
- Memorandum, Subject: Advisory Opinion wherein the U.S. Army Reserve Command (USARC) Chief, Solider Programs Branch, recommended the applicant receive 12 retirement points based on properly completed DA Forms 1380; improperly completed DA Forms 1380 did not have proper codes of N1 (1 point) and N2 (2 points)
- Congressional Inquiry wherein the applicant requested assistance in obtaining the additional retirement points not previously granted by the Board
- Army Review Boards Agency (ARBA) Congressional Response

- Email correspondence wherein the applicant was informed his case was closed and he would have to request a reconsideration by the Board (recommendation by the USARC representative)
- ARBA CMD Chief letter wherein the applicant was informed of the Board's decision
- Duty attendance roster showing the applicant was in attendance for Inactive Duty Training (IDT) (the dates do not correlate with the submitted DA Forms 1380)
- Incorrect DA Forms 1380 showing the corrections that needed to be made on the identified dates
- DA Form 5016 showing for the RYE 23 July 2022 the applicant earned 26 Inactive Duty Training (IDT) points and 15 membership points; totaling 41 retirement points

FACTS:

1. Incorporated herein by reference are military records which were summarized in the previous consideration of the applicant's case by the (ABCMR) in Docket Number AR20230005512 on 15 October 2024.

2. The applicant states:

- He was not provided with a copy of the advisory opinion and afforded the opportunity to respond (provided to him on 8 March 2024)
- His name is misspelled in every location on the advisory opinion
- The USARC point of contact provided him with directions to fix the DA Forms 1380 and he set them back on 14 March 2024
- The corrected documents were not included in the proceedings with AR20230005512
- If the proper documents had been used, he would have been awarded the entire 29 points instead of 20
- Nine of the 12 points awarded as partial relief are awarded in RYE 23 July 2021 and do not provide the necessary points for him to get credit for his 20th year of service

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

- On 24 July 2002, the applicant enlisted in the USAR and served continuously
- DA Form 5016 dated 22 August 2024 shows for the RYE 23 July 2022 the applicant earned 26 IDT points and 15 membership points; totaling 41 retirement points

4. On 15 October 2024, in ABCMR Docket Number AR20230005512:

(1) An advisory opinion was provided by the USARC, Chief, Solider Programs Branch, recommending partial administrative relief. USARC reviewed the applicant's documents and determined he should be awarded 12 points in accordance with Army Regulation (AR) 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records). USARC advised the applicant in their advisory to correctly fill out the remaining DA Form 1380. N1 is the code for 4 hours, while N2 is for 8 hours.

(2) The Board granted partial relief agreeing with the advisory official that the applicant should be awarded 12 retirement points based on the properly completed and submitted DA Forms 1380. The Board further determined the evidence presented was insufficient to warrant a portion of the requested relief.

BOARD DISCUSSION:

1. After reviewing the application, all supporting documents, and the evidence found within the military record, 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. The Board reviewing the applicant's properly endorsed DA Forms 1380 documenting 20 points for IDT for RYE 23 July 2022. The Board additionally considered the Board's previous decision awarding the applicant 12 points, with nine misapplied to RYE 2021, leaving the applicant without sufficient points for his 20th qualifying year. The corrected DA Forms 1380, resubmitted per U.S. Army Reserve Command's guidance, were not included in the prior Board's proceedings. The applicant's corrected forms meet the regulatory requirement to authorize additional retirement point credit. Therefore, the Board concluded the applicant be awarded 20 points to ensure accurate accounting of the applicant's qualifying service.

2. The applicant's request for a personal appearance hearing was carefully considered. In this case, the evidence of record was sufficient to render a fair and equitable decision. As a result, a personal appearance hearing is not necessary to serve the interest of equity and justice in this case.

BOARD VOTE:

<u>Mbr 1</u>	<u>Mbr 2</u>	<u>Mbr 3</u>	
:XX	:XX	:XX	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 the Army records of the individual concerned be corrected by awarding the applicant qualifying retirement points on the dates indicated below, provided all other criteria is met:

- 6 retirement points for the duty performed on 20-22 August 2021
- 2 retirement points for the duty performed on 17 September 2021
- 4 retirement points for the duty performed on 16-17 October 2021
- 4 retirement points for the duty performed on 4-5 December 2021
- 4 retirement points for the duty performed on 8-9 January 2022

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. AR 140-185 (Training and Retirement Point Credits and Unit Level Strength Accounting Records) prescribes policy for USAR training and retirement point credit.

a. Paragraph 2-1 (Criteria for crediting retirement points), the limitations on the number of points which may be credited to a Soldier during a retirement year. Maximum-365 (366 during leap year) points. However, Annual or Terminal Statement of Retirement Points will report all points earned. Retirement points credited for activities other than active service or funeral honors may not exceed 130 retirement points for anniversary years closing on or after 30 October 2007. IDT will be either 4-hours in length for one retirement point or 8-hours in length for two retirement points, with the exception of the 2-hour IDT funeral honors duty.

b. Paragraph 2-2 (Criteria for earning retirement points) states retirement points may be earned by USAR Soldiers for active duty or duty in an active status for 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 training of individual Soldier in a non-pay status.

c. Paragraph 2-4 (Criteria for awarding retirement points), personnel on AD, ADT, IADT, involuntary ADT, or AT are awarded 1 point for each calendar day they serve in one of these categories and may not be awarded additional points for other activities while in such status. Table 2-1 provides criteria for award of retirement points for IDT performed in accordance with AR 140-1 (unless another reference is cited). Most types of IDT are covered by one of the following rules on required duration of IDT and calendar day limitations on points.

- Four-hour rule; Soldiers earn one point for each scheduled 4-hour period of IDT at Battle Assembly, RST, ET, or ATA
- 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

d. Paragraph 3-3 (DA Form 1380), DA Form 1380 will be prepared for a unit Soldier who performs ET or additional training with their unit subsequent to the scheduled BA. TPU units will retain one copy of the DA Form 1380 to post the appropriate entry into ADARS for the month's report and then place in the appropriate Army records information management system file. Non-paid DA Forms 1380 will not be entered into ADARS and will be forwarded to HRC for award of retirement points no later than the end of each duty month. Only attached Soldiers are authorized to perform IDT with the

exception of one annual physical health assessment each for medical and dental readiness when authorized by the command prior to the event.

e. 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. The code "P" indicated the Soldier is entitled to retirement point credit and pay.

2. AR 15-185 (ABCMR) prescribes the policies and procedures for correction of military records by the Secretary of the Army, acting through the ABCMR. The ABCMR may, in its discretion, hold a hearing or request additional evidence or opinions. Additionally, it states in paragraph 2-11 that applicants do not have a right to a hearing before the ABCMR. The Director or the ABCMR may grant a formal hearing whenever justice requires.

//NOTHING FOLLOWS//