KEYWORD: Guideline F

DIGEST: The Board's authority to review a case is limited to cases in which the appealing party has alleged the Judge committed harmful error. Applicant has not made an allegation of harmful error on the part of the Judge. Therefore, the decision of the Judge is affirmed. Adverse decision affirmed.

CASENO: 14-05477.a1		
DATE: 11/6/2017	DATE: N	ovember 6, 2017
In Re:	) ) ) ) ) ISCP Cos	e No. 14-05477
Applicant for Security Clearance	) ISCR Cas ) ) ) )	e No. 14-034//

## APPEAL BOARD SUMMARY DISPOSITION

## **APPEARANCES**

## FOR GOVERNMENT

James B. Norman, Esq., Chief Department Counsel

## FOR APPLICANT Pro se

The Department of Defense (DoD) declined to grant Applicant a security clearance. On December 8, 2014, DoD issued a statement of reasons (SOR) advising Applicant of the basis for that decision—security concerns raised under Guideline F (Financial Considerations) of Department of Defense Directive 5220.6 (Jan. 2, 1992, as amended) (Directive). Applicant requested that the case be decided on the written record. On August 11 2017, after considering the record, Defense Office of Hearings and Appeals (DOHA) Administrative Judge Robert E. Coacher denied Applicant's

request for a security clearance. Applicant appealed pursuant to the Directive  $\P$  E3.1.28 and E3.1.30.

Applicant's appeal brief contains no assertion of harmful error on the part of the Judge. Rather, it contains a narrative statement in which Applicant seeks "to clarify [his] moral and legal obligations." Appeal Brief at 1. He asks that the Board "accept not [his] financial faults, but [his] moral obligation to protect and safeguard classified information and reconsider reinstating [his] security clearance." *Id.* at 2.

The Board cannot receive or consider any new evidence on appeal. *See* Directive ¶E3.1.29. Additionally, the Board does not review a case *de novo*. The Board's authority to review a case is limited to cases in which the appealing party has alleged the Judge committed harmful error. Applicant has not made an allegation of harmful error on the part of the Judge. Therefore, the decision of the Judge is AFFIRMED.

Signed: Michael Y. Ra'anan Michael Y. Ra'anan Administrative Judge Chairperson, Appeal Board

Signed: James F. Duffy
James F. Duffy
Administrative Judge
Member, Appeal Board

Signed: William S. Fields
William S. Fields
Administrative Judge
Member, Appeal Board