



Applicant's appeal brief does not assert that the Judge committed any error. He does, however, indicate that he has evidence to submit if provided the opportunity. The Appeal Board is prohibited from considering new evidence. Directive ¶ E3.1.29.

The Board does not conduct a *de novo* review of a case but rather is tasked to address material issues raised by the parties to determine whether the Judge committed harmful error. Directive ¶ E3.1.32. Because Applicant has not made such an allegation of error, the decision of the Judge denying him a trustworthiness designation is sustainable.

### **Order**

The decision is **AFFIRMED**.

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

Signed: Moira Modzelewski  
Moira Modzelewski  
Administrative Judge  
Member, Appeal Board

Signed: Allison Marie  
Allison Marie  
Administrative Judge  
Member, Appeal Board