

KEYWORD: Guideline F

DIGEST: Applicant’s brief makes no assertion of harmful error. Rather, it contains new evidence about his automobile debt and another small debt. We cannot consider new evidence on appeal. Adverse decision affirmed.

CASE NO: 14-06971.a1

DATE: 10/04/2016

DATE: October 4, 2016

In Re: ----- Applicant for Security Clearance)))))))	ISCR Case No. 14-06971
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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 June 15, 2015, 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 a decision on the written record. On July 12, 2016, after considering the record, Defense Office of Hearings and Appeals (DOHA) Administrative Judge Robert J. Tuider denied Applicant’s request for a security clearance. Applicant appealed pursuant to Directive ¶¶ E3.1.28 and E3.1.30.

Applicant's brief makes no assertion of harmful error. Rather, it contains new evidence about his automobile debt and another small debt. We cannot consider new evidence on appeal. Directive ¶ E3.1.29. Even if Applicant had made a timely submission of the things he includes in his brief, it would not likely have made a difference in the Judge's overall decision, which relied on a paucity of mitigating evidence regarding Applicant's financial situation as a whole. Our authority is limited to cases in which the appealing party has raised an issue of harmful error. *See, e.g.*, ISCR Case No. 14-05468 at 2 (App. Bd. Jun. 9, 2016). Accordingly, the Judge's Decision is **AFFIRMED**.

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

Signed: James E. Moody
James E. Moody
Administrative Judge
Member, Appeal Board

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