

KEYWORD: Guideline F; Guideline E

DIGEST: Applicant states the following: “I do not contend that the [J]udge’s decision was in error.” Adverse decision affirmed.

CASENO: 15-01153.a1

DATE: 07/07/2017

DATE: July 7, 2017

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| In Re: ----- Applicant for Security Clearance |))))))) | ISCR Case No. 15-01153 |
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APPEAL BOARD DECISION

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 7, 2015, DoD issued a statement of reasons (SOR) advising Applicant of the basis for that decision—security concerns raised under Guideline F (Financial Considerations) and Guideline E (Personal Conduct) of Department of Defense Directive 5220.6 (Jan. 2, 1992, as amended) (Directive). Applicant requested a decision on the written record. On March 24, 2017, after considering the record, Defense Office of Hearings and Appeals (DOHA) Administrative Judge Robert J. Kilmartin denied Applicant’s request for a security clearance. Applicant appealed pursuant to Directive ¶¶ E3.1.28 and E3.1.30.

Applicant states the following: “I do not contend that the [J]udge’s decision was in error.”

Appeal Brief at 1. He states that there are extenuating circumstances, including that he did not carefully check his credit reports and that he did not intend to deceive anyone. Applicant's brief appears to address a purported false statement alleged under Guideline E that the Judge resolved in Applicant's favor. He also cites to statements from himself and his son concerning student loans, which were included in the record as Applicant's Response to the File of Relevant Material. However, he does not assert that the Judge erred in regard to the contents of these statements. We do not review a case *de novo*. Our jurisdiction is limited to cases in which the appealing party has alleged that the Judge committed harmful error. *See, e.g.*, ISCR Case No. 15-01734 at 1-2 (App. Bd. Jan. 19, 2017). Accordingly, the 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