KEYWORD: Guideline F

DIGEST: Applicant has not raised an issue of harmful error by the Judge. Our scope of review is limited to cases in which the appealing party raises an issue of harmful error. Adverse decision affirmed.

CASENO: 15-03935.a1

DATE: 10/11/2017

DATE: October 11, 2017

In Re:

ISCR Case No. 15-03935

Applicant for Security Clearance

APPEAL BOARD SUMMARY DISPOSITION

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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 April 5, 2016, 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 August 1, 2017, after considering the record, Defense Office of Hearings and Appeals (DOHA) Administrative Judge John Grattan Metz, Jr., denied Applicant's request for a security clearance. Applicant appealed pursuant to Directive ¶¶ E3.1.28 and E3.1.30.

Applicant has not raised an issue of harmful error by the Judge. He states that if he had

requested a hearing he would have been better able to explain his circumstances. He admits that he was not familiar with the process, but he did not attribute this lack of understanding to any deficiency in the Guidance that he received from DOHA. Applicant requests that we permit him to submit new evidence. However, we are not permitted to receive or consider new evidence on appeal. Directive ¶ E3.1.29. We do not review cases *de novo*. Our scope of review is limited to cases in which the appealing party raises an issue of harmful error. *See, e.g.*, ISCR Case No. 15-01834 at 2 (App. Bd. Sep. 14, 2017). There being none, 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