

KEYWORD: Guideline F

DIGEST: Applicant did not raise an issue on harmful error by the Judge. We do not review cases de novo. Adverse decision affirmed.

CASE NO: 15-01734.a1

DATE: 01/19/2017

DATE: January 19, 2017

In Re:	)	
	)	
-----	)	ISCR Case No. 15-01734
	)	
Applicant for Security Clearance	)	

**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 November 23, 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 hearing. On November 3, 2016, after the hearing, Defense Office of Hearings and Appeals (DOHA) Administrative Judge Gregg A. Cervi denied Applicant’s request for a security clearance. Applicant appealed pursuant to Directive ¶¶ E3.1.28 and E3.1.30.

Applicant’s appeal brief contains no assertion of harmful error. Rather, it includes new evidence, an IRS Form 2828, Power of Attorney and Declaration of Representative. We cannot consider new evidence on appeal. Directive ¶ E3.1.29. Moreover, we do not review cases *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. 14-07018 at 2 (App. Bd. Aug. 18, 2016). Because Applicant has made no such allegation, the decision is **AFFIRMED**.

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

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

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