

KEYWORD: Guideline F

DIGEST: Applicant’s appeal brief makes no assertion of harmful error on the part of the Judge. He makes assertions about the conditions that resulted in his financial problems and his efforts to resolve those problems. The Judge discussed those matters in his decision. The Appeal Board does not review cases de novo. Our authority to review a case is limited to cases in which the appealing party has alleged the Judge committed harmful error. Adverse decision affirmed.

CASENO: 14-01176.a1

DATE: 08/04/2016

DATE: August 4, 2016

)	
In Re:)	
-----)	ISCR Case No. 14-01176
)	
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 May 28, 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 that the case be decided on the written record. On June 1, 2016, after considering the record, Defense Office of Hearings and Appeals (DOHA) Administrative Judge Martin H. Mogul denied Applicant’s request for a security clearance. Applicant appealed pursuant to the Directive ¶¶ E3.1.28 and E3.1.30.

Applicant’s appeal brief makes no assertion of harmful error on the part of the Judge. Rather, he makes assertions about the conditions that resulted in his financial problems and his efforts to resolve those problems. The Judge discussed those matters in his decision.

The Appeal Board does not review cases *de novo*. Our authority to review a case is limited to cases in which the appealing party has alleged the Judge committed harmful error. *See* Directive ¶ E3.1.32. In the absence of such an allegation, the decision of the Judge denying Applicant a security clearance is AFFIRMED.

Signed: William S. Fields

William S. Fields
Administrative Judge
Member , Appeal Board

Signed: Jean E. Smallin

Jean E. Smallin
Administrative Judge
Member, Appeal Board

Signed: James F. Duffy

James F. Duffy
Administrative Judge
Member, Appeal Board