

DEPARTMENT OF DEFENSE DEFENSE OFFICE OF HEARINGS AND APPEALS



In the matter of: Applicant for Security Clearance))))	ISCR Case No. 17-01558
	Appearances	
For Government: Nicole A. Smith, Esq., Department Counsel For Applicant: <i>Pro se</i>		
-	06/29/2018	
	Decision	
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NOEL, Nichole L., Administrative Judge:

Applicant contests the Department of Defense's (DOD) intent to deny his continued eligibility for a security clearance. Applicant failed to mitigate the personal conduct concerns raised by his solicitation of prostitutes in South Korea and Thailand between 1999 and 2013. He also failed to mitigate the foreign influence concerns raised by his ongoing contact with a Thai national, a former prostitute, with whom Applicant considers himself romantically involved. Continued access to classified information is denied.

Statement of the Case

On June 28, 2017, the DOD issued a Statement of Reasons (SOR) detailing security concerns under the personal conduct and foreign influence guidelines. DOD adjudicators were unable to find that it is clearly consistent with the national interest to grant Applicant's security clearance and recommended his case be submitted to an administrative judge for consideration.

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¹ The DOD CAF acted under Executive Order (EO) 10865, *Safeguarding Classified Information within Industry*, signed by President Eisenhower on February 20, 1960, as amended; as well as DOD Directive 5220.6, *Defense Industrial Personnel Security Clearance Review Program*, dated January 2, 1992, as amended (Directive), and the *Adjudicative Guidelines for Determining Eligibility for Access to Classified Information*, implemented on June 8, 2017.