



UNDER SECRETARY OF DEFENSE

1100 DEFENSE PENTAGON
WASHINGTON, DC 20301-1100

SEP 20 2005

COMPTROLLER

The President
The White House
1600 Pennsylvania Ave, NW
Washington, DC 20500

Dear Mr. President:

This letter is to report a violation of the Antideficiency Act, as required by Title 31, United States Code, section 1351.

The Antideficiency Act violation, Department of the Navy case number 04-02, totaled \$4,000,000. The violation occurred in the fiscal year 2001, Operation and Maintenance, Navy appropriations. The violation occurred when personnel associated with the Naval Facilities Engineering Command, Pacific Division, amended a contract with additional funds that exceeded the threshold for expired appropriations. The use of funds that exceeded the threshold without prior approval of the Under Secretary of Defense (Comptroller) was a violation of Title 31, United States Code, section 1553, that resulted in a violation of Title 31, United States Code, subsection 1341(a)(1)(A).

Enclosed is a report from the Assistant Secretary of the Navy (Financial Management and Comptroller). The following individuals were named responsible for the violation.

Mr. Gordon M. Riddick, Deputy Directory for Fleet Comptroller and
Programming/Fiscal, Commander U.S. Pacific Fleet
Mr. Albert A. Tisone, Director, Resource Allocation and Analysis Division and
Office of Financial Operations

No disciplinary action was taken, nor considered suitable or fitting, as both named individuals have retired from government service. The Navy concluded there was no knowing or willful violation of the Antideficiency Act by the individuals named responsible for it.

Corrective action was taken when the Office of the Under Secretary of Defense (Comptroller) retroactively approved the upward obligation on June 7, 2002.

Identical reports are being submitted to the President of the Senate, the Speaker of the House of Representatives, and the Comptroller General of the United States.

Respectfully yours,



Tina W. Jonas

Enclosure:
As stated



COMPTROLLER

UNDER SECRETARY OF DEFENSE

1100 DEFENSE PENTAGON
WASHINGTON, DC 20301-1100

SEP 20 2005

The Honorable Richard B. Cheney
President of the Senate
285 Eisenhower Executive Office Building
Washington, DC 20501

Dear Mr. President:

This letter is to report a violation of the Antideficiency Act, as required by Title 31, United States Code, section 1351.

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Identical reports are being submitted to the President, the Speaker of the House of Representatives, and the Comptroller General of the United States.

Sincerely,



Tina W. Jonas

Enclosure:
As stated



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UNDER SECRETARY OF DEFENSE

1100 DEFENSE PENTAGON
WASHINGTON, DC 20301-1100

SEP 20 2005

The Honorable J. Dennis Hastert
Speaker of the House
U.S. House of Representatives
Washington, DC 20515

Dear Mr. Speaker:

This letter is to report a violation of the Antideficiency Act, as required by Title 31, United States Code, section 1351.

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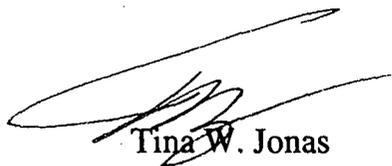
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Identical reports also are being submitted to the President, the President of the Senate, and the Comptroller General of the United States.

Sincerely,

A handwritten signature in black ink, appearing to read 'Tina W. Jonas', is written over the typed name. The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Enclosure:
As stated