UNDER SECRETARY OF DEFENSE
1100 DEFENSE PENTAGON
WASHINGTON, DC 20301-1100

COMPTROLLER

APR 19 2006

The President
The White House
1600 Pennsylvania Avenue, 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 Department of the Army's report of the Antideficiency Act violation is Army case number 05-06. During Fiscal Year 2003, the Headquarters, Army Intelligence and Security Command, Fort Belvoir, Virginia, used Operation and Maintenance, Army appropriation funds for a capital lease to acquire five armored vehicles instead of Other Procurement, Army appropriation funds. The contract was cancelled at no cost to the government before any funds were disbursed. Since Other Procurement, Army funds were not continuously available from the time of obligation to the time of termination, a violation of Title 31, United States Code, Section 1341(a)(1)(A) in the amount of $515,500 occurred.

Enclosed is a report from the Deputy Assistant Secretary of the Army (Financial Operations). The following individual was named responsible for the violation:

Ms. Mary Thoms, Headquarters, Army Intelligence and Security Command, Army Intelligence and Security Command, Fort Belvoir, Virginia, Budget Analyst and account holder for Allotment Serial Number 2014

No disciplinary action was deemed appropriate as the responsible party was considered to have been acting in good faith and was following what she considered correct policies and procedures. The erroneous obligation of operational funds was discovered prior to the disbursement of funds. The Army concluded there was no knowing or willful violation of the Antideficiency Act by the individual named responsible.

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

UNDER SECRETARY OF DEFENSE
1100 DEFENSE PENTAGON
WASHINGTON, DC 20301-1100

APR 19 2006

COMPTROLLER

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

Dear Mr. President:

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Budget Analyst and account holder for Allotment Serial Number 2014

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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

UNDER SECRETARY OF DEFENSE
1100 DEFENSE PENTAGON
WASHINGTON, DC 20301-1100

COMPTROLLER

APR 19 2006

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.

The Department of the Army's report of the Antideficiency Act violation is Army case number 05-06. During Fiscal Year 2003, the Headquarters, Army Intelligence and Security Command, Fort Belvoir, Virginia, used Operation and Maintenance, Army appropriation funds for a capital lease to acquire five armored vehicles instead of Other Procurement, Army appropriation funds. The contract was cancelled at no cost to the government before any funds were disbursed. Since Other Procurement, Army funds were not continuously available from the time of obligation to the time of termination, a violation of Title 31, United States Code, Section 1341(a)(1)(A) in the amount of $515,500 occurred.

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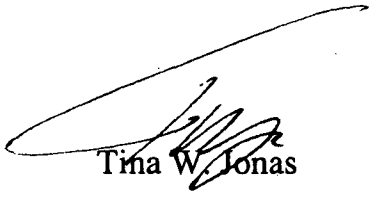
Identical reports also are being submitted to the President, the President of the Senate, and the Comptroller General of the United States.

Sincerely,



Tina W. Jonas

Enclosure:
As stated