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

COMPTROLLER

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 1517(b). The Antideficiency Act violation, Army case number 06-11, totaling $39,037,823.68, occurred in fiscal year 2005. Redstone Arsenal personnel used fiscal year 2004 Operation and Maintenance, Army funds for fiscal year 2005 requirements in violation of the bona-fide need rule of fiscal law. When Army personnel corrected the bona-fide need rule violation, funds were not continuously available in fiscal year 2005 resulting in a violation of Title 31, United States Code, Section 1517(a).

Enclosed is a report from the Deputy Assistant Secretary of the Army (Financial Operations). Colonel Ray Woolery, Project Manager, Aviation Reset Project Office, was responsible for the violation. Colonel Woolery has retired from active duty and disciplinary action was not deemed appropriate. The Army concluded there was no knowing or willful violation of the Antideficiency Act by Colonel Woolery.

Enclosed are copies of the letter and report transmitting a violation of Title 31, United States Code, Section 1341(a)(1)(A). Copies of the reports were submitted to the President of the Senate, the Speaker of the House of Representatives, the Comptroller General of the United States, and the Acting Director of the Office of Management and Budget.

Respectfully yours,

Tina W. Jonas

Enclosure:
As stated

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WASHINGTON, DC 20301-1100

COMPTROLLER

AUG 2 7 2007

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

Dear Mr. President:

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Sincerely,

Tina W. Jonas

Enclosure:
As stated

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1100 DEFENSE PENTAGON
WASHINGTON, DC 20301-1100

COMPTROLLER

The Honorable Nancy Pelosi
Speaker of the House
U.S. House of Representatives
Washington, DC 20515

Dear Madam Speaker:

This letter is to report a violation of the Antideficiency Act as required by Title 31, United States Code, Section 1517(b). The Antideficiency Act violation, Army case number 06-11, totaling $39,037,823.68, occurred in fiscal year 2005. Redstone Arsenal personnel used fiscal year 2004 Operation and Maintenance, Army funds for fiscal year 2005 requirements in violation of the bona-fide need rule of fiscal law. When Army personnel corrected the bona-fide need rule violation, funds were not continuously available in fiscal year 2005 resulting in a violation of Title 31, United States Code, Section 1517(a).

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Enclosed are copies of the letter and report transmitting a violation of Title 31, United States Code, Section 1517(b). Copies of the reports and similiar letters were submitted to the President, the President of the Senate, the Comptroller General of the United States, and the Acting Director of the Office of Management and Budget.

Sincerely,

Tina W. Jonas

Enclosure:
As stated