



UNDER SECRETARY OF DEFENSE

1100 DEFENSE PENTAGON
WASHINGTON, DC 20301-1100

COMPTROLLER

AUG 24 2007

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 Antideficiency Act violation, Department of the Army case number 05-03, totaling \$25,000,743.00 occurred in fiscal year 2001 in the Army National Guard Personnel, Army appropriation. The violation occurred when personnel associated with the Army National Guard Bureau underestimated the required contributions to the Military Retirement Trust Fund. An over obligation of the National Guard Personnel, Army appropriation resulted when the Army National Guard Bureau made the correct contribution to the Military Retirement Trust Fund. This situation resulted in a violation of Title 31, United States Code, Section 1341(a)(1)(A).

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

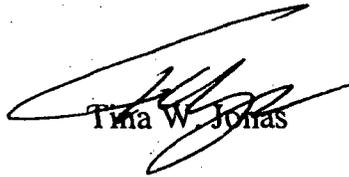
- Lieutenant General (Retired) Russell C. Davis, Chief, Army National Guard Bureau
- Lieutenant Colonel (Retired) Larry Jones, Chief, Comptroller Division Army National Guard Bureau

The Army concluded that there was no knowing or willful violation of the Antideficiency Act by the responsible individuals. The responsible individuals had retired from Active Duty and disciplinary action was not deemed appropriate.

To correct the violation, the Army National Guard Bureau obtained the required funding. To prevent a reoccurrence of this type of violation the Army National Guard Bureau established formal operating procedures regarding the calculation of the reimbursement to the Military Retirement Trust Fund.

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

AUG 21 2001

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

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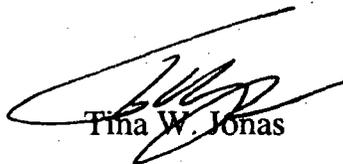
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Sincerely,



Tina W. Jonas

Enclosure:
As stated



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UNDER SECRETARY OF DEFENSE

1100 DEFENSE PENTAGON
WASHINGTON, DC 20301-1100

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

Dear Madam Speaker:

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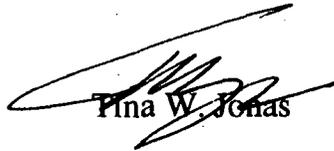
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Enclosed are copies of the letter and report transmitting a violation of Title 31, United States Code, Section 1341(a)(1)(A). Copies of the reports and similiar letters were submitted to the President, the President of the Senate, the Comptroller General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

Sincerely,



Pina W. Jonas

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As stated