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

COMPTROLLER

SEP 19 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, Army case number 06-09, totaling $59,046,000, occurred in fiscal year 2005. The violation occurred when United States Army Reserve Command personnel at Fort McPherson, Georgia, failed to promptly record and pay valid fiscal year 2005 Army Reserve personnel obligations. A violation of Title 31, United States Code, Section 1341(a)(1)(A) occurred when obligations to the Medicare Eligible Retiree Health Care Fund exceeded the amount available in the Reserve Personnel, Army appropriation.

Enclosed is a report from the Deputy Assistant Secretary of the Army (Financial Operations). The following two individuals were responsible for the violation and received letters of reprimand.

a. Mr. Steven W. Farmer, United States Army Reserve Command G-8, General Schedule-15, Financial Manager
b. Mr. Bruce Smith, United States Army Reserve Command G-8, General Schedule-14, Supervisory Budget Analyst, (then General Schedule-13, Chief, Financial Research and Analysis)

The Army concluded there was no knowing or willful violation of the Antideficiency Act by the individuals responsible. To prevent a reoccurrence of this type of violation the Army Reserve increased the visibility and improved management controls related to the appropriation.

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 Director of the Office of Management and Budget.

Respectfully yours,

Tina W. Jonas

Enclosure:
As stated

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

COMPTROLLER

SEP 19 2007

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. The Antideficiency Act violation, Army case number 06-09, totaling $59,046,000, occurred in fiscal year 2005. The violation occurred when United States Army Reserve Command personnel at Fort McPherson, Georgia, failed to promptly record and pay valid fiscal year 2005 Army Reserve personnel obligations. A violation of Title 31, United States Code, Section 1341(a)(1)(A) occurred when obligations to the Medicare Eligible Retiree Health Care Fund exceeded the amount available in the Reserve Personnel, Army appropriation.

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Sincerely,

Tina W. Jonas

Enclosure:
As stated

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

COMPTROLLER

SEP 19 2007

The Honorable Nancy Pelosi
Speaker of the U.S. House of Representatives
The Capitol
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 1351. The Antideficiency Act violation, Army case number 06-09, totaling $59,046,000, occurred in fiscal year 2005. The violation occurred when United States Army Reserve Command personnel at Fort McPherson, Georgia, failed to promptly record and pay valid fiscal year 2005 Army Reserve personnel obligations. A violation of Title 31, United States Code, Section 1341(a)(1)(A) occurred when obligations to the Medicare Eligible Retiree Health Care Fund exceeded the amount available in the Reserve Personnel, Army appropriation.

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Sincerely,

Tina W. Jonas

Enclosure:
As stated