



UNDER SECRETARY OF DEFENSE

1100 DEFENSE PENTAGON  
WASHINGTON, DC 20301-1100

NOV -5 2007

COMPTROLLER

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

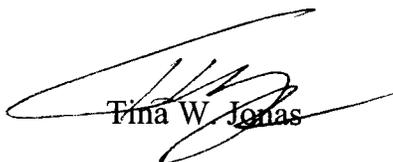
Dear Mr. President:

This letter is to report a violation of the Antideficiency Act as required by Title 31, United States Code, Section 1351. The Antideficiency Act violation, Army case number 06-10, totaling \$130,257.03, occurred in fiscal year 2003. The violation occurred when United States Army Corps of Engineers personnel improperly placed orders with General Services Administration using fiscal year 2003 Army Operation and Maintenance funds for services extending into fiscal year 2004. The obligations for fiscal year 2004 services were made before the enactment of the fiscal year 2004 DoD Appropriations Act. The improper obligations resulted in a violation of Title 31, United States Code, Section 1341(a)(1)(B).

Mr. William Mullery, General Schedule-13, Environmental Project Engineer and Ms. Jeanne McKune, General Schedule-13, Supervisory Budget Analyst were responsible for the violation and received letters of counseling. 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 United States Army Corp of Engineers implemented a new government order and service contract process.

Enclosed is a report and a letter from the Deputy Assistant Secretary of the Army (Financial Operations) transmitting the violation of Title 31, United States Code, Section 1341(a)(1)(B). Copies of the letter and report 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



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COMPTROLLER

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

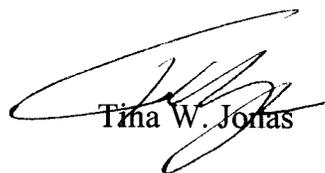
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Sincerely,



Tina W. Jofas

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As stated



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COMPTROLLER

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

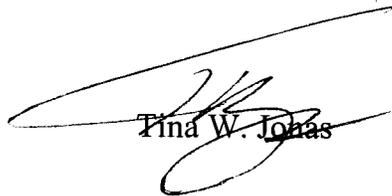
Dear Madam Speaker:

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Sincerely,



Tina W. Johas

Enclosure:  
As stated