



Comptroller General
of the United States

Washington, D.C. 20548

Decision

Matter of: Thelma M. Woodland

File: B-239660

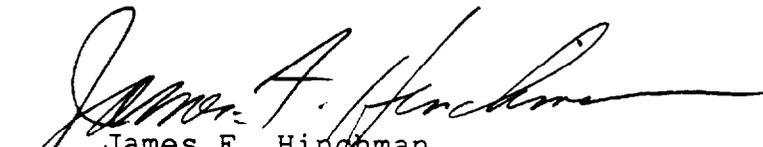
Date: October 17, 1990

DECISION

Ms. Woodland, an employee of the Department of Health and Human Services, Office of Community Services, appeals a Claims Group settlement^{1/} which denied her request for a waiver under the provisions of 5 U.S.C. § 5584 (1988). The Claims Group denied waiver of severance pay, lump-sum annual leave payments, and retroactive retirement payments totaling \$30,194.34, which were deducted from her backpay award, since a deduction of the payments did not result in a net indebtedness to the government.

The Claims Group properly applied our established rule regarding waiver of lump-sum payments. The payments enumerated by Ms. Woodland are subject to waiver only to the extent that the deduction of the payments exceeds the amount of the backpay award and results in a net indebtedness to the government. Victor Crichton, 66 Comp. Gen. 570 (1987); Jeffrey Kassel, 65 Comp. Gen. 865 (1986); Cassandra B. Wyatt, B-231943, July 14, 1989. In this case Ms. Woodland received \$14,468.30 in backpay after all deductions had been made.

Accordingly, there is no net indebtedness to be waived, and the denial of waiver is sustained.


James F. Hinchman
General Counsel

^{1/} Z-2892177-121, June 21, 1988.

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