



COMPTROLLER GENERAL OF THE UNITED STATES
WASHINGTON, D.C. 20548

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B-183460

MAY 28 1975

The Honorable Gary Hart
United States Senator
1200 Williams Street
Denver, Colorado 80218

Dear Senator Hart:

Further reference is made to a telephone call of Mr. Steve McCochrane of your staff on February 25, 1975, concerning the matter of the request of Sergeant First Class , USA, Retired, , Aurora, Colorado 80011, for waiver of indebtedness due the United States resulting from erroneous payments of family separation allowance incident to his service in the United States Army. A letter dated March 1, 1975, from Sergeant furnished additional information and requested reconsideration of the denial on February 4, 1975, of waiver of his indebtedness.

Enclosed herewith is a copy of decision B-183460, dated today, in which we sustained the denial of waiver of such indebtedness by our Transportation and Claims Division for the reason that since he knowingly received monies that he knew at the time were not proper entitlements, he was at fault for failing to set these monies aside for eventual return to the Government at the time his pay account error was corrected.

We trust this will serve the purpose of your inquiry and we regret that we are unable to reach a determination more favorable to your constituent.

Sincerely yours,

R.F. KELLER

Deputy Comptroller General
of the United States

Enclosure

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