



RELEASED

UNITED STATES GENERAL ACCOUNTING OFFICE
WASHINGTON, D.C. 20548

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OFFICE OF GENERAL COUNSEL

B-191287

NOV 8 1978

U.S. Naval Ship Repair Facility
Box 34
FPO San Francisco 96651

Dear :

Reference is made to your recent letter which requests reconsideration of our decision B-191287, June 19, 1978, denying your claim for retroactive pay in connection with a promotion and transfer to a wage area with a higher wage schedule. In that decision we determined that Civil Service Commission (CSC) instructions on pay administration for prevailing rate employees are not contrary to law or outside the scope of CSC's authority. We also determined that there is no vested right to retain step increases when an employee is transferred or promoted. Accordingly your claim was denied.

This Office is always willing to further consider denied claims upon receipt of new evidence. However correspondence which contains no such evidence and merely repeats previous statements, allegations, or simply questions a previous ruling, does not furnish the basis for further consideration of a claim. We have reviewed your letter and accompanying material and find nothing therein which was not fully considered in connection with the prior actions taken in your case.

The Comptroller General exercises control and direction over the General Accounting Office, an independent establishment of the Government. 31 U.S.C. 41 (1976). The authority of GAO to settle and adjust all claims and demands by or against the United States is contained in 31 U.S.C. 71 (1976), and decisions of the Comptroller General are conclusive and binding upon executive agencies. 31 U.S.C. 44, 74 (1976).

An individual may take other action to obtain a favorable ruling on his claim. The United States District Court and the United States Court of Claims have jurisdiction to consider certain claims against the Government if appropriate action is

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filed within 6 years following the date the claim first arose. See 28 U.S.C. 1346, 1491 (1976).

Enclosed is a copy of 21 Comp. Gen. 791, a copy of Public Law 92-392 and the folder forwarded with your letter as requested.

Sincerely yours,
Edwin J. Monsma

Edwin J. Monsma
Assistant General Counsel

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