

U.S. Department of Homeland Security

Office of Security
601 S. 12th Street
Arlington, VA 20398



Transportation
Security
Administration

Ms. Nancy Leidner
10738 Shadywood Drive
Independence, KY 41051

DEC 24 2009

Sent via of Certified Mail
Receipt #7006 0810 0000 6092 1392

Dear Ms. Leidner:

Subject: Notice of Determination to Revoke Access to Classified Information

This letter serves as notification that the Office of Security, Personnel Security Division, has made the determination to revoke your access to classified information. Effective immediately, the Top Secret security clearance granted to you on May 7, 2003 is hereby suspended. This action is taken in accordance with the provisions of Executive Order 12968 and with the Adjudicative Guidelines developed there under.

The decision in this matter is based on information contained in the Transportation Security Administration (TSA) Office of Inspection (OI) Report of Investigation (ROI) #I-09 0194, dated October 15, 2009. The ROI alleges that you made false statements to OI agents and submitted fraudulent travel vouchers. Between July 25, 2006 and August 15, 2006, you traveled on two international missions to London, England. You submitted two separate travel vouchers wherein you claimed a full day of per diem for London, England for July 27, 2006 and August 10, 2006 when you were actually in New York, NY and Boston, MA, respectively. You overrode the TEServ System to claim the London, England full day per diem for both dates in question. The specific finding(s) are listed below:

Guideline E - Personal Conduct

Conduct involving questionable judgment, lack of candor, dishonesty, or unwillingness to comply with rules and regulations can raise questions about an individual's reliability, trustworthiness and ability to protect classified information. Of special interest is any failure to provide full, frank and truthful answers to lawful questions of investigators.

On August 4, 2006, you submitted a travel voucher for July 27, 2006 in which you claimed a full day per diem for London, England. However, you arrived in New York at approximately 2:33 p.m. on July 27, 2006; your connecting 5:30 p.m. flight to Cincinnati was later cancelled at 8:40 p.m.; and you spent the night in New York. An over payment of \$109 in per diem was the result of claiming London, England instead of New York.

www.tsa.gov

EXHIBIT 6

On August 26, 2006, you submitted a travel voucher in which you claimed a full day per diem for London, England for August 10, 2006. However, your flight from London was delayed and diverted to Boston, Massachusetts; you arrived in Boston, MA at 9:09 p.m. on August 10, 2006. You spent the night in Boston. You should have claimed per diem for Boston, instead of London. This resulted in an overpayment of \$109.

On April 22, 2008, you were interviewed by the OI because you were identified as one of the FAMs who traveled with a former Federal Air Marshal (FAM) being investigated. During this interview with OI Agents, you were asked why you overrode the TEServ system to claim London, England, per diem instead of either New York, NY, or Boston, MA, and who authorized you to do so. You stated that you could not specifically recall who gave the authorization, but that you or your team members asked a supervisor how to complete the voucher. You also stated that according to TEServ Program Analyst Donna Amidon, FAMs were instructed to separate international and domestic travel.

On May 12, 2009, you were again interviewed by the OI regarding your two travel vouchers for London, England on August 4 and 26, 2006 and the information you provided in your April 22, 2008 affidavit. After reviewing and discussing the facts contained in your initial signed, sworn affidavit, dated April 22, 2008, you affirmed in another signed sworn affidavit that the information previously provided was true and correct.

During the May 12, 2009 interview and after you affirmed your previous statements, the OI Agents showed you documents that contradicted your statements. These documents revealed that on July 27, 2006 your return flight arrived at 2:33p.m.; and your connecting flight from New York to Cincinnati was eventually cancelled at 8:40 p.m. after an extensive delay. It was also pointed out that your return flight from London, England, on August 10, 2006, was delayed and diverted to Boston, MA, where you spent the night. It was pointed out to you that Assistant to the Special Agent in Charge (ATSAC) Dave Connolly was approached and asked if you and the other members of your FAM team about London, England, per diem for the July 27, 2006, flight before your August 10, 2006, return flight from England even occurred. It was also pointed out that you submitted vouchers correctly for the previous four years and knew how to prepare vouchers correctly. You stated that you did not know how to prepare vouchers due to the unscheduled overnight domestic stay and that you were told that the foreign charges had to be separated from the domestic charges. You also asserted that you made a mistake and confused the facts and times of the two trips and that is why your earlier statements were incorrect. You denied attempting to falsify and statements in the matter.

On September 4, 2009, you were re-interviewed by the OI regarding your August 4 and 26, 2006 travel vouchers. You were provided copies of your affidavits that you provided on April 22, 2008 and on May 12, 2009; you reviewed them and indicated that they were correct.

You were then shown copies of your vouchers and questioned as to why you submitted four separate vouchers, on various dates, for two single missions to London, England in 2006. Travel vouchers for the first mission to London, England on July 27, 2006, were submitted on August 4, and August 22, 2006. Your first voucher covered the dates of July 25, 26, and 27, 2006, which was for travel from Cincinnati, OH (CVG), to London, England. You claimed a full day of London, England, per diem (\$173) on July 27, 2006, when in fact you spent the night in New York, NY and the per diem rate is \$64. The second part of your voucher was for your return from NY to CVG. This voucher indicated your travel status on July 27, 2006 in NY and returned to CVG on July 28, 2006. You were over paid \$109 for this mission.

Your second mission from CVG to London, England departed CVG on August 8, 2006, and was scheduled to return to CVG on August 10, 2006. Your return flight from London, England on August 10, 2006 was scheduled to arrive in JFK International Airport at 2:30 p.m., your flight was delayed for several hours in London, England and was diverted from JFK to Boston Logan International Airport (BOS), arriving at 9:09 p.m. Travel vouchers for your second mission to London, England on August 10, 2006; were submitted on August 22, and August 26, 2006. Your first partial voucher was for your return from BOS to CVG, which cover the dates of August 10, and 11, 2006. Your second voucher covered the dates of August 8, 9 and 10, 2006, which was for travel from CVG, to London, England. You claimed a full day of London, England, per diem (\$173) on August 10, 2006, when in fact you spent the night in Boston, MA and the per diem rate is \$64. You were over paid \$109 for this mission also.

When asked why you split your single mission travel voucher onto two separate vouchers, you replied because these vouchers combined both foreign and domestic travel, and you were told to do so by Donna Amidon. You also stated that it was office policy in 2006 to split vouchers when it involved foreign and domestic per diem. You were told that Donna Amidon was questioned specifically if she ever told any FAM in 2006, or at any time, to split or prepare separate vouchers on a single mission trip involving both foreign and domestic travel. Donna Amidon said she has never told any FAM to split a single mission voucher. She further stated that the one exception to this rule occurs when the travel begins at the end of one fiscal year and carries over into the following fiscal year. In that circumstance, two separate vouchers are required. You were told that neither of your team members split or separated their two vouchers.

You were asked to explain why there was a 19 day delay between the dates you submitted your first voucher and your second for the July 2006, mission. You replied that you were very busy at that time, doing weekly missions to London, England. You were working long hours and going to college full time. You also stated that you wanted to have money coming in to pay your government credit card. You also stated that sometimes you would not have receipts or credit card statements available.

You were asked to explain why you and your team members had a discussion on how to prepare the vouchers, or were confused as to what per diem they should claim for July 27, 2006 mission. You replied it was because you did not know how to file this voucher due to the length of the day. You were asked to explain why you would claim London, England, per diem, when you spent the night in NY. You replied that England is five hours ahead of NY, and you spent the majority of your day in England, or in transit from England. When asked for your understanding of the travel regulations concerning what per diem to claim for an overnight stay, you stated that you know it was where you lay your head, or spend the night. When asked why you claimed per diem for London, England, on August 10, 2006, you stated you were following the same directions you previously received for the July 2006 mission.

The ROI shows that you displayed questionable judgment when you claimed full day per diem for London, England, on two occasions. Additionally, you were dishonest and displayed lack of candor during the official investigation. It was noted that upon graduation all new FAMS received training in TEServ, TSA and FAMS travel regulations. In addition, between 2003 and August 2006, you correctly submitted foreign travel vouchers with the proper per diem rates. You acknowledged that you knew that the regulations concerning claiming per diem only permit payment of the per diem for the city where you spend the night. However, you incorrectly claimed full day London per diem on two occasions, including your July 27, 2006 and August 10, 2006 trips. Additionally, when questioned by investigators, you repeatedly provide false and misleading information. You had ample opportunity to be truthful prior to being confronted with the contradicting evidence.

Your conduct as alleged is a violation of Transportation Security Administration Management Directive 1000.6, Temporary Duty Travel Policy and 1100.73.5, Employees Responsibilities and Conduct. All TSA employees are required to exhibit behavior that meets Federal Government and TSA standards for trustworthiness, judgment, and reliability. Your conduct, as it relates to your honesty and truthfulness demonstrates that you do not meet these standards. Therefore, a determination has been made that you are not eligible for continued access to classified information.

This is not a final decision. You have the right to respond to this determination. You may reply to the Chief Security Officer (CSO) in writing; or you may request to appear personally before the CSO, Transportation Security Administration. In either case, your response must be received by the CSO within 30 calendar days of receipt of this letter to be considered timely. If you would like to appear personally, please contact Lisa Prioleau-Corbett within 30 calendar days to make arrangements. If you wish to request an extension of time in which to reply, you must submit your written request for an extension addressed to the CSO before the expiration of the 30 calendar days available for reply. Replies received later than 30 calendar days may not be considered. **If no response is provided to this Notice of Determination within the 30 days provided for response, this Notice of Determination becomes final without further notice.** Any timely reply submitted will be fully considered.

Correspondence concerning this matter should be addressed to:

Transportation Security Administration
Attn: Chief Security Officer / Lisa Prioleau-Corbett
601 12th Street S.
Arlington, VA 20598

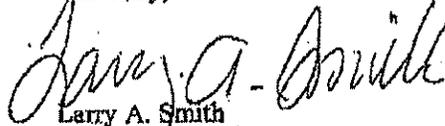
Pursuant to Executive Order 12958, you are advised that you have the following rights in regard to this Notice of Determination. You have the right to be represented by an attorney or any other individual of your choice provided such representation does not constitute a conflict or apparent conflict with your representative's duties if s/he is a TSA employee. Please designate your representative, if any, by name, address, position and employer in a signed statement, and forward to the CSO before the expiration of the reply period. Additionally, you shall be provided upon request and to the extent the documents would be provided if requested under the Freedom of Information Act (5 U.S.C. 552) or the Privacy Act (3 U.S.C. 552a), as applicable; any documents, records, and reports upon which a denial or revocation is based. The materials relied upon must be requested no later than 15 calendar days following receipt of this Notice of Determination.

If the Chief Security Officer decides to uphold this determination to revoke your security clearance, you will have the opportunity to appeal the decision to DHS Security Appeals Panel. The procedures for appealing to the DHS Security Appeals Panel will be provided in the Notice of Review decision letter, if appropriate.

Your management has been advised of this action under separate cover.

If you have any questions about your rights or the appeals process, please contact Lisa Prioleau-Corbett at lisa.prioleaucorbett@tsa.dhs.gov.

Sincerely,



Larry A. Smith
Deputy Associate Director
Personnel Security Division