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June 29, 2023

Subject: Log No. 17-00032

This letter responds to your February 3, 2017, Freedom of Information Act (FOIA)[1] request to the Department of Agriculture's (USDA) Office of Inspector General (OIG). You requested copies of the final report, report of investigation (ROI), closing report, closing memo, closing letter, referral memo, referral letter and any other conclusory document regarding the USDA OIG investigations listed in your request.

We are enclosing 161 pages of responsive records. Pursuant to FOIA, certain information has been redacted and withheld as it is exempt from release. Specifically, in accordance with 5 U.S.C. § 552(b)(6) and (b)(7)(C), the names, signatures, initials, and other identifying information of individuals were withheld because release of this information could reasonably be expected to constitute an unwarranted invasion of personal privacy. Exemption 6 protects information about individuals in personnel and medical files and similar files when the disclosure of such information would constitute a clearly unwarranted invasion of personal privacy. Exemption 7(C) is limited to information compiled for law enforcement purposes, and protects personal information when disclosure could reasonably be expected to constitute an unwarranted invasion of personal privacy. Information which was provided by an agricultural producer or owner of agricultural land in order to participate in a USDA program was withheld under 5 U.S.C. § 552(b)(3). Finally, content pertaining to the attorney-client privilege was withheld pursuant to 5 U.S.C. § 552(b)(5).

A total of eight pages were withheld in full under 5 U.S.C. § 552(b)(6) and (b)(7)(C).

We have enclosed an explanatory sheet of FOIA exemption explanations. Please be advised that we have considered the foreseeable harm standard when reviewing records and applying FOIA exemptions.

You have the right to appeal this decision by writing to the Inspector General, U.S. Department of Agriculture, 1400 Independence Avenue SW., Whitten Building, Suite 441-E, Washington, D.C. 20250-2308. Appeals must be postmarked or transmitted by email no later than 90 calendar days from the date of the adverse determination. The outside of the envelope should be clearly marked "FOIA APPEAL."

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. *See* 5 U.S.C. 552(c)

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[1] 5 U.S.C. § 552.

(2006 & Supp. IV 2010). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.

You have the right to seek the assistance of the OIG FOIA Public Liaison. You can also seek dispute resolution services from the OIG FOIA Public Liaison or the Office of Government Information Services (OGIS).

As part of the 2007 FOIA amendments, OGIS was created to offer mediation services to resolve disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. Using OGIS' services does not affect your right to pursue litigation. If you are requesting access to your own records (which is considered a Privacy Act request), you should know that OGIS does not have the authority to handle requests made under the Privacy Act of 1974.

You may contact OGIS in any of the following ways:

> Office of Government Information Services
> National Archives and Records Administration
> {OGIS} 8601 Adelphi Road
> College Park, MD 20740-6001
> Phone: (202) 741-5770
> Fax: (202) 741-5769
> Toll-free: 1-877-684-6448
> E-mail: ogis@nara.gov
> Web: https://ogis.archives.gov

For information about OIG, please refer to our Web site at http://www.usda.gov/oig/. Should you have any questions or need additional information, please feel free to contact our office at (202) 720-5677.

Sincerely,

ALISON DECKER
Digitally signed by
ALISON DECKER
Date: 2023.06.29
15:44:17 -04'00'

Alison Decker
Assistant Counsel

Enclosures: Exemptions sheet/documents

REPORT OF INVESTIGATION

FILE NUMBER: Te- Te-1001-131   **DATE:** (b)(6); (b)(7)(C)

TITLE: (b)(6); (b)(7)(C)

CASE TYPE: Use of Public Office for Private Gain & Falsifying
Financial Disclosure Reports

SPECIAL AGENT: (b)(6); (b)(7)(C)

APPROVED BY: (b)(6)

ABELINO FARIAS, JR.
Special Agent-in-Charge

Distribution

1-Assistant Inspector General for Investigations, OIG, Washington
1-Special Agent-in-Charge, Temple

SYNOPSIS

This investigation was conducted to determine if [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] Natural Resource and Conservation Service (NRCS), United States Department of Agriculture (USDA), [(b)(6); (b)(7)(C)] abused [(b)(6)] position and personally benefited by [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] NRCS [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

This investigation disclosed that in [(b)(6); (b)(7)(C)] in NRCS [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] At the time of the [(b)(6); (b)(7)(C)] told an NRCS [(b)(6); (b)(7)(C)] that [(b)(6); (b)(7)(C)] was in [(b)(6); (b)(7)(C)] some of the [(b)(6); (b)(7)(C)] After completion of the [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] acquired approximately [(b)(6); (b)(7)(C)] NRCS [(b)(6); (b)(7)(C)] later [(b)(6); (b)(7)(C)] and currently [(b)(6); (b)(7)(C)] NRCS [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] were used to correct [(b)(6); (b)(7)(C)] problems [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] directed [(b)(6); (b)(7)(C)] NRCS [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] Lastly, this investigation showed [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] USDA, [(b)(6); (b)(7)(C)] provided by NRCS. This would include the [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] Sometime in [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] had been expended. [(b)(6); (b)(7)(C)] was employed [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] was provided [(b)(6); (b)(7)(C)] NRCS office in [(b)(6); (b)(7)(C)] County, [(b)(6); (b)(7)(C)] signed name appeared on [(b)(6); (b)(7)(C)] dated [(b)(6); (b)(7)(C)] on which [(b)(6); (b)(7)(C)] failed to disclose [(b)(6); (b)(7)(C)] NRCS [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] denied [(b)(6); (b)(7)(C)] position as the NRCS [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] NRCS [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] belonging to [(b)(6); (b)(7)(C)]

Information was obtained during the course of this investigation which cannot be disclosed and has been omitted from this report.

This report has been divided into two sections. The first section of this report deals with [(b)(6); (b)(7)(C)] using [(b)(6)] public office for private gain (5 CFR 2635.702). The second section of this report deals with [(b)(6); (b)(7)(C)] falsifying a financial disclosure report (5 CFR 2634.701) by [(b)(6); (b)(7)(C)] NRCS [(b)(6); (b)(7)(C)]

5 C.F.R. 2635.702- USE OF PUBLIC OFFICE FOR PRIVATE GAIN

BACKGROUND OF [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] NRCS [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] in a signed sworn statement dated [(b)(6); (b)(7)(C)] (Exhibit 1), said:

[(b)(6); (b)(7)(C)] employed by NRCS and [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] with NRCS [(b)(6); (b)(7)(C)]

Sometime in the [(b)(6); (b)(7)(C)] contacted [(b)(6)] about [(b)(6); (b)(7)(C)] stated the [(b)(6); (b)(7)(C)] needed [(b)(6); (b)(7)(C)] wanted NRCS [(b)(6); (b)(7)(C)] A short time later, [(b)(6)] was taken to the [(b)(6); (b)(7)(C)] NRCS state office [(b)(6); (b)(7)(C)] After arriving [(b)(6); (b)(7)(C)] At that time [(b)(6); (b)(7)(C)] showed [(b)(6); (b)(7)(C)] and explained [(b)(6)] needed [(b)(6); (b)(7)(C)] Several times, [(b)(6); (b)(7)(C)] expressed [(b)(6); (b)(7)(C)] Each time [(b)(6); (b)(7)(C)] expressed [(b)(6); (b)(7)(C)] told [(b)(6); (b)(7)(C)] that everything [(b)(6); (b)(7)(C)] At one point during [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] pointed out to [(b)(6); (b)(7)(C)] that would [(b)(6); (b)(7)(C)]

After leaving [(b)(6); (b)(7)(C)] spoke to [(b)(6); (b)(7)(C)] and expressed [(b)(6); (b)(7)(C)] because the program was [(b)(6); (b)(7)(C)] was also unaware of [(b)(6); (b)(7)(C)] which was required, [(b)(6); (b)(7)(C)] believed the work was being conducted [(b)(6); (b)(7)(C)] because of [(b)(6); (b)(7)(C)] at that time, was responsible for [(b)(6); (b)(7)(C)] of the NRCS [(b)(6); (b)(7)(C)] After expressing [(b)(6); (b)(7)(C)] was told by [(b)(6); (b)(7)(C)] and the situation was [(b)(6); (b)(7)(C)]

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(b)(6); (b)(7)(C) instructed (b)(6); (b)(7) to tell the NRCS (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) not to document (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) also said everything would be (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) State NRCS Office.

A short time later, (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) to see how (b)(6); (b)(7)(C) In addition to (b)(6);
(b)(6); (b)(7)(C)

Shortly after the (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) viewing the work (b)(6); (b)(7)(C) informed (b)(6); (b)(7) that (b)(6);
(b)(6); (b)(7)(C) was in (b)(6); (b)(7)(C)
informed (b)(6); (b)(7)(C) that (b)(6) felt it was a (b)(6); (b)(7)(C)
that NRCS (b)(6); (b)(7)(C) assured (b)(6); (b)(7) that
(b)(6); (b)(7)(C) had been called (b)(6); (b)(7)(C) had been told (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

The location of (b)(6); (b)(7)(C) suggested would
make a (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) did not recall seeing any documentation related to (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) during an interview conducted by the
Reporting Agent (RA) on (b)(6); (b)(7)(C) said:

(b)(6) is a (b)(6); (b)(7)(C) State NRCS Office (b)(6); (b)(7)(C) the (b)(6); (b)(7)(C) State
NRCS Office in (b)(6); (b)(7)(C) to work with NRCS (b)(6); (b)(7)(C) Prior to
(b)(6); (b)(7)(C) remembered work being conducted (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) stated that (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) Although (b)(never saw any paperwork (b)(6); (b)(7)(C) assumed the
(b)(6); (b)(7)(C) was not aware that
(b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

To (b)(6); (b)(7)(C) any type of NRCS work, it was necessary for NRCS (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) During (b)(6) career with NRCS, (b)(6); (b)(7)(C)
had never told any NRCS (b)(6); (b)(7)(C) NRCS
(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) USDA, (b)(6); (b)(7)(C) in a signed
sworn statement, dated (b)(6); (b)(7)(C) (Exhibit 2) said:

(b)(6); (b)(7)(C) been employed with NRCS, USDA, for (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) NRCS Office was responsible for administering NRCS programs in several counties (b)(6); (b)(7)(C) job duties included, but were not limited to, (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

In (b)(6); (b)(7)(C) was contacted by (b)(6); (b)(7)(C) NRCS (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) wanted (b)(6); (b)(7)(to (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) recognized (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) because (b)(6); had previously (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) could show (b)(6); (b)(7)(C) After arriving at (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) believed to be (b)(6); (b)(7)(C) told (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) turned and told (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) took (b)(6); (b)(7)(C) and told (b)(6); (b)(7)(C) wanted to (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) This did not seem out of the ordinary because at that time (b)(6); believed NRCS (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) After (b)(6); (b)(7)(C) left (b)(6); (b)(7)(C) was informed (b)(6); (b)(7)(C) was being considered. (b)(6); (b)(7)(C) believed (b)(6); (b)(7)(C) did not qualify for the (b)(6); (b)(7)(C) NRCS (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

Sometime later (b)(6); spoke to (b)(6); (b)(7)(C) who informed (b)(6); (b)(7)(the work on (b)(6); (b)(7)(C) The decision was surprising since (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) was told by (b)(6); (b)(7)(C) not to (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) then said (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) would be better if (b)(6); (b)(7)(C)

(b)(6); disagreed with (b)(6); (b)(7)(C) because it was (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) To (b)(6); knowledge, (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) It was highly irregular (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) NRCS (b)(6); (b)(7)(C)

On (b)(6); (b)(7)(C) said (b)(6); (b)(7)(C) were being used (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) around the time work (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) As long as (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) However, if (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) was still required (b)(6); (b)(7)(C) During (b)(6); (b)(7)(C) career, NRCS (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) and (b)(6); (b)(7)(C) during interviews conducted by the RA on (b)(6); (b)(7)(C) both stated they (b)(6); (b)(7)(C) records (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) and did not find any NRCS (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) NRCS, (b)(6); (b)(7)(C) in a signed sworn statement, dated (b)(6); (b)(7)(C) (Exhibit 3), said:

A few days prior to (b)(6); (b)(7)(C) called into (b)(6); (b)(7)(C) office. (b)(6); (b)(7)(C) informed (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) instructed (b)(6); (b)(7)(C) not to (b)(6); (b)(7)(C)

After the meeting with (b)(6); (b)(7)(C) was instructed by (b)(6); (b)(7)(C) to (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) and to (b)(6); (b)(7)(C) because (b)(6); (b)(7)(C) believed the (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) It was highly irregular to (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

On (b)(6); (b)(7)(C) traveled to (b)(6); (b)(7)(C) per instructions from (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) who had been (b)(6); (b)(7)(C) arrived a short time later (b)(6); (b)(7)(C) discussed (b)(6); (b)(7)(C) based on the information (b)(6); (b)(7)(C) provided (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) then instructed (b)(6); (b)(7)(C) not to (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) After the meeting, (b)(6); (b)(7)(C) left (b)(6); (b)(7)(C) A few moments later, (b)(6); (b)(7)(C)

After (b)(6); (b)(7)(C) belief was confirmed that the (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) However, (b)(was following (b)(6); (b)(7)(C) instructions and did not question (b)(6); (b)(7)(C) because of the (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

As documented by (b)(6); (b)(7)(C) began on (b)(6); (b)(7)(C) and was suspended on (b)(6); (b)(7)(C) because of (b)(6); (b)(7)(C) On (b)(6); (b)(7)(C) the work on (b)(6); (b)(7)(C) resumed and was competed on (b)(6); (b)(7)(C)

On a [(b)(6); (b)(7)(C)] while work was being conducted, [(b)(6); (b)(7)(C)] arrived [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] approached [(b)(6); (b)(7)(C)] and asked how the work [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] It was very unusual for the NRCS [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] on a [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] was interviewed by the RA on [(b)(6); (b)(7)(C)] and supplied [(b)(6); (b)(7)(C)] file (Exhibit 6) [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] said:

From the [(b)(6); (b)(7)(C)] called [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] file of the [(b)(6); (b)(7)(C)] showed [(b)(6); (b)(7)(C)] submitted a [(b)(6); (b)(7)(C)] dated [(b)(6); (b)(7)(C)] to NRCS [(b)(6); (b)(7)(C)] NRCS [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] on [(b)(6); (b)(7)(C)] to conduct the work for the [(b)(6); (b)(7)(C)] Prior to the work beginning, [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] Attending this meeting was [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] The work was to include [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] was also discussed. The work [(b)(6); (b)(7)(C)] began [(b)(6); (b)(7)(C)] but was suspended on [(b)(6); (b)(7)(C)] due to [(b)(6); (b)(7)(C)] Work resumed on [(b)(6); (b)(7)(C)] and was completed [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] On [(b)(6); (b)(7)(C)] and [(b)(6); (b)(7)(C)] received [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] during an interview conducted by the RA on [(b)(6); (b)(7)(C)] said [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] Sometime during the [(b)(6); (b)(7)(C)] was the [(b)(6); (b)(7)(C)] occurred on [(b)(6); (b)(7)(C)] Prior to the work beginning, [(b)(6) attended a meeting at [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] present at the meeting. Normally, [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] however, for this [(b)(6); (b)(7)(C)] just received [(b)(6); (b)(7)(C)] In addition to [(b)(6); (b)(7)(C)] the following jobs were added: [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] was obtained from [(b)(6); [(b)(6); (b)(7)(C)] which in turn created [(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] NRCS State Office, [(b)(6); (b)(7)(C)] was asked by the RA to supply all files concerning NRCS [(b)(6); (b)(7)(C)] from [(b)(6); (b)(7)(C)] on which [(b)(6); (b)(7)(C)] was

[(b)(6); (b)(7)(C)] was able to supply the RA with [(b)(6)] NRCS [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] that detailed work [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] during the specified time period. On [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] was asked by the RA to search for the NRCS file that detailed the work concerning the

[(b)(6); (b)(7)(C)] in a memo dated

[(b)(6); (b)(7)(C)] (Exhibit 8), stated [(b)(6); (b)(7)(C)] searched for file number [(b)(6); (b)(7)(C)] but was unable to locate the file. During an interview conducted by the RA on [(b)(6); (b)(7)(C)] stated [(b)(6)] could not [(b)(6); (b)(7)(C)] NRCS [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

AGENT'S NOTE: The [(b)(6); (b)(7)(C)] file was not exhibited in this report due to [(b)(6); (b)(7)(C)] in the file. However, the file is in the possession of the RA and available for review.

[(b)(6); (b)(7)(C)] during an interview conducted by the RA and [(b)(6); (b)(7)(C)] special agent (SA), USDA, Office of Inspector General, on [(b)(6); (b)(7)(C)] said [(b)(6)] was employed by the [(b)(6)] NRCS Office from [(b)(6); (b)(7)(C)] During [(b)(6)] approximately [(b)(6)] career with NRCS, [(b)(6)] became familiar with [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] For NRCS to even consider [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] was interviewed by the RA on [(b)(6); (b)(7)(C)] and provided a [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] said the [(b)(6); (b)(7)(C)] detailed the [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] in [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] From

[(b)(6); (b)(7)(C)] a total of [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] recorded at the [(b)(6); (b)(7)(C)] was on [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] during a follow-up interview conducted by the RA on [(b)(6); (b)(7)(C)] said this project occurred during [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] Therefore, it would take very little

[(b)(6); (b)(7)(C)]

A MAPQUEST printout (Exhibit 10) showed the [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] is [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] during an interview conducted by the RA on [(b)(6); (b)(7)(C)] said [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] Since [(b)(6); (b)(7)(C)] has been the [(b)(6); (b)(7)(C)]

(b)(6); (b)(7)(C) and does not have (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

AGENT'S NOTE: (b)(6); (b)(7)(C) refused to allow the RA to interview (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) showed (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) to (b)(6); (b)(7)(C) described

(b)(6); (b)(7)(C) dated

(b)(6); (b)(7)(C) showed

(b)(6); (b)(7)(C) using

the (b)(6); (b)(7)(C)

On (b)(6); (b)(7)(C) the RA, SA (b)(6); (b)(7)(C) traveled to (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) recognized the (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) met (b)(6); (b)(7)(C) to discuss the (b)(6); (b)(7)(C) NRCS

(b)(6); (b)(7)(C) also noticed a (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) that was not (b)(6); (b)(7)(C) was given an

(b)(6); (b)(7)(C) noted

on the (b)(6); (b)(7)(C) that were (b)(6); (b)(7)(C) NRCS (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) They were as follows: (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) did

notice the (b)(6); (b)(7)(C) NRCS (b)(6); (b)(7)(C) located

at (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) during interviews conducted by the RA (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) stated (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

On (b)(6); (b)(7)(C) supplied (b)(6); (b)(7)(C) NRCS (b)(6); (b)(7)(C)

dated (b)(6); (b)(7)(C) and (b)(6); (b)(7)(C) dated (b)(6); (b)(7)(C) (Exhibit 15).

(b)(6); (b)(7)(C) showed NRCS (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) within

the (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) during an interview conducted by the RA

on (b)(6); (b)(7)(C) said:

(b)(6); (b)(7)(C) from (b)(6); (b)(7)(C) through (b)(6); (b)(7)(C) is located

in (b)(6); (b)(7)(C) In (b)(6); (b)(7)(C) members of (b)(6); (b)(7)(C) to their

(b)(6); (b)(7)(C) concerning the (b)(6); (b)(7)(C)

[(b)(6); (b)(7)(C)] was causing on [(b)(6); (b)(7)(C)] As a result, approximately [(b)(6); (b)(7)(C)] to correct the [(b)(6); (b)(7)(C)] problems. The name of this project was [(b)(6); (b)(7)(C)] Those [(b)(6); (b)(7)(C)] were administered by NRCS. Sometime in [(b)(6); (b)(7)(C)] in additional [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] problems caused by [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] were also administered by NRCS.

[(b)(6); (b)(7)(C)] and the surrounding area were not located [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] The reason the [(b)(6); (b)(7)(C)] with NRCS on this project was because [(b)(6); (b)(7)(C)] was involved [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] did not have the [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] A second reason the [(b)(6); (b)(7)(C)] was involved in this project was because [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] was [(b)(6); (b)(7)(C)] before this [(b)(6); (b)(7)(C)] Only a small [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

During the time the work was in progress, [(b)(6); (b)(7)(C)] NRCS [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] However, on a few occasions [(b)(6); (b)(7)(C)] concerning the project. After the work [(b)(6); (b)(7)(C)] was complete, [(b)(6); (b)(7)(C)] from NRCS so additional work [(b)(6); (b)(7)(C)] suggested [(b)(6); (b)(7)(C)] get another [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] located on the [(b)(6); (b)(7)(C)] had done in [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] could not remember the [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] but [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] were members of the [(b)(6); (b)(7)(C)] could not remember [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] because it was different than [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] during an interview conducted by the RA on [(b)(6); (b)(7)(C)] said:

[(b)(6); (b)(7)(C)] called [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] serves as the [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] oversaw the [(b)(6); (b)(7)(C)] for the [(b)(6); (b)(7)(C)] That project was [(b)(6); (b)(7)(C)] administered by the NRCS. The first stage of the project occurred in approximately [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] first became aware of the [(b)(6); (b)(7)(C)] project when [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] informed [(b)(6); (b)(7)(C)] project [(b)(6); (b)(7)(C)] were available to [(b)(6); (b)(7)(C)] [(b)(6); problems caused by [(b)(6); (b)(7)(C)] were to be used to [(b)(6); (b)(7)(C)] causing damage [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] was told members of [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] concerning the [(b)(6); (b)(7)(C)] problems caused by [(b)(6); (b)(7)(C)]

(b)(6); (b)(7)(C) asked (b)(6); (b)(7)(to determine if (b)(6); (b)(7)(C) would be enough to (b)(6); (b)(7)(C) affecting the (b)(6); (b)(7)(C) (b)(6 did not remember the exact (b)(6); (b)(7)(C) for that project but did remember (b)(6); (b)(7)(C) to properly address (b)(6); (b)(7)(C) problems. That project (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) found out after the work was completed that (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

The (b)(6); (b)(7)(C) of (b)(6); (b)(7)(C) project occurred in approximately (b)(6); (b)(7)(C) when additional (b)(6); (b)(7)(C project (b)(6); (b)(7)(C) to correct problems that existed with (b)(6); (b)(7)(C) corrected (b)(6); (b)(7)(C) problems caused by the (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) was hired by the (b)(6); (b)(7)(C) complete the work on (b)(6); (b)(7)(C) During the time that project was occurring, (b)(was never directed by (b)(6); (b)(7)(C) project. (b)(6) believed that (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) protected the repairs (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) during an interview conducted by SA (b)(6); (b)(7)(C) on (b)(6); (b)(7)(C) said that (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) to correct (b)(6); (b)(7)(C) problems (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) The work performed by (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) to help control (b)(6); (b)(7)(C) At the conclusion of the project (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) showed (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) was also placed on (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) was installed on (b)(6); (b)(7)(C) was not aware that (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) during an interview conducted by the RA on (b)(6); (b)(7)(C) said:

(b)(6); (b)(7)(C) the office (b)(6); (b)(7)(C) is located in (b)(6); (b)(7)(C) (b)(6); A few months after (b)(6); (b)(7)(C) noticed (b)(6); (b)(7)(C) that had been (b)(6); (b)(7)(C) NRCS, in cooperation with (b)(6); (b)(7)(C) was providing (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) felt that (b)(6); because (b)(6); (b)(7)(C) and not in (b)(6); (b)(7)(C) However, (b)(was not concerned about that because (b)(6); believed it would (b)(6); (b)(7)(C) with the project and (b)(6) could (b)(6); (b)(7)(C) the work (b)(6); (b)(7)(C) did (b)(6); (b)(7)(C) in the project after (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) with the NRCS (b)(6); (b)(7)(C) felt (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) was (b)(6); (b)(7)(C) from an NRCS funded project (b)(6); (b)(7)(C) because (b)(6); (b)(7)(C) NRCS (b)(6); (b)(7)(C)

(b)(6 never spoke to (b)(6); (b)(7)(C) about (b)(6); (b)(7)(C) but (b)(did speak with (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) NRCS (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) concerning those (b)(6); (b)(7)(C) was told by (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) to correct the problems. (b)(6); (b)(7)(C) was also told (b)(6); (b)(7)(C) were (b)(6); (b)(7)(C) fix (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) (b)(6); (b)(7)(C) did not know the (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) but did know that (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) attended that (b)(6); (b)(7)(C) Sometime in (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) NRCS to address other areas (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) which had (b)(6); (b)(7)(C) problems.

(b)(6); (b)(7)(C) NRCS office, (b)(6); (b)(7)(C) in a signed sworn statement (Exhibit 18), said:

(b)(6); (b)(7)(C) from (b)(6); (b)(7)(C) through (b)(6); (b)(7)(C) When (b)(6 started in (b)(6); (b)(7)(C) NRCS (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) via an NRCS (b)(6); (b)(7)(C) dated (b)(6); (b)(7)(C) to correct (b)(6); (b)(6); (b)(7)(C) problems (b)(6); (b)(7)(C) for that project had already (b)(6); (b)(7)(C) but work had not yet begun. Prior to the work beginning, (b)(6); (b)(7)(C) NRCS office (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) said (b)(6 wanted the NRCS (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) The aforementioned (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) problems (b)(6); (b)(7)(C) The work did not go (b)(6); (b)(7)(C) because there was not enough (b)(6); (b)(7)(C) was not aware the work performed (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) NRCS (b)(6); (b)(7)(C) concerning (b)(6); (b)(7)(C) the (b)(6); (b)(7)(C) That work encompassed (b)(6); (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) was interviewed on (b)(6); (b)(7)(C) by SA (b)(6); (b)(7)(C) and provided (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) said (b)(6); (b)(7)(C) showed (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) was interviewed by the RA on (b)(6); (b)(7)(C) and provided a (b)(6); (b)(7)(C) printout (Exhibit 20) detailing (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) This printout showed (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

On (b)(6); (b)(7)(C) the RA and SA (b)(6); (b)(7)(C) walked up (b)(6); (b)(7)(C) from (b)(6); (b)(7)(C) toward (b)(6); (b)(7)(C) The RA and SA (b)(6); (b)(7)(C) saw that (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) The RA and SA (b)(6); (b)(7)(C) also noted the (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) is depicted in the attached aerial photograph (Exhibit 21) obtained from GOOGLE MAPS.COM.

5 CFR 2634.701- FALSIFYING FINANCIAL DISCLOSURE REPORTS

BACKGROUND 2501 PROGRAM

From (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) , USDA, (b)(6); (b)(7)(C) during an interview conducted by the RA on (b)(6); (b)(7)(C) said:

From (b)(6); (b)(7)(C) worked in the (b)(6); (b)(7)(C) as the (b)(6); (b)(7)(C) The USDA agency (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) the NRCS. (b)(6); (b)(7)(C) NRCS (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

An (b)(6); (b)(7)(C) computer-generated chart (Exhibit 22) showed that from (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) In late (b)(6); (b)(7)(C) had exhausted all (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) NRCS. At that time, (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) USDA, assumed the (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) USDA agency.

After (b)(6); (b)(7)(C) instructed (b)(6) personnel to (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) because (b)(6) had not received (b)(6); (b)(7)(C) to (b)(6); (b)(7)(C) When contacted by the RA, (b)(6) was of the belief (b)(6); (b)(7)(C) however, a (b)(6); (b)(7)(C) was (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) was not aware that from (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) NRCS, (b)(6); (b)(7)(C) was employed by (b)(6); (b)(7)(C) to work in the (b)(6); (b)(7)(C) If (b)(6) had been aware of the situation (b)(6); would have questioned if it was appropriate for (b)(6); (b)(7)(C) NRCS (b)(6); (b)(7)(C) due to the fact that NRCS (b)(6); (b)(7)(C) during the (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) believed (b)(6); (b)(7)(C) who is (b)(6); (b)(7)(C) NRCS (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) during the aforementioned time frame. (b)(6); (b)(7)(C) did not remember if (b)(6); (b)(7)(C) had any direct involvement with the (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) or the (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) in response to an Administrative Subpoena, provided (b)(6); (b)(7)(C) files to the RA, and during an interview conducted by the RA on (b)(6); (b)(7)(C) said:

In (b)(6); (b)(7)(C) was employed by (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) was the (b)(6); (b)(7)(C) including (b)(6); (b)(7)(C) Form (Exhibit 23) showed that (b)(6); (b)(7)(C) was hired (b)(6); (b)(7)(C) on (b)(6); (b)(7)(C) as (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) Employee Personal Data Sheet (Exhibit 24) dated (b)(6); (b)(7)(C) listed (b)(6); (b)(7)(C) as (b)(6); (b)(7)(C) letter from (b)(6); (b)(7)(C) dated (b)(6); (b)(7)(C) (Exhibit 25), showed (b)(6); (b)(7)(C) employment with (b)(6); (b)(7)(C) spreadsheet (Exhibit 26) showed (b)(6); (b)(7)(C) employment as (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

While (b)(6); (b)(7)(C) was employed by (b)(6); (b)(7)(C) NRCS office in (b)(6); (b)(7)(C) In addition to (b)(6); (b)(7)(C) other employees of (b)(6); who worked in the (b)(6); (b)(7)(C) during that time period also maintained (b)(6); (b)(7)(C) NRCS offices (b)(6); (b)(7)(C) That arrangement was not only common in (b)(6); but also throughout the rest of the United States (b)(6); was aware the (b)(6); (b)(7)(C) received by (b)(6); (b)(7)(C) USDA, but (b)(6) did not know (b)(6); (b)(7)(C) USDA.

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) during an interview conducted by SA (b)(6); (b)(7)(C) on (b)(6); (b)(7)(C) said that (b)(6) had been employed in the capacity of (b)(6); (b)(7)(C) since (b)(6); (b)(7)(C) remembered seeing (b)(6); (b)(7)(C) on (b)(6); (b)(7)(C) in the (b)(6); (b)(7)(C) engaged in (b)(6); (b)(7)(C) but (b)(6) did not recall the specific details (b)(6); (b)(7)(C) (b)(6) was unaware of (b)(6); (b)(7)(C) provided by (b)(6); (b)(7)(C) concerning (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) Additionally, (b)(6) was unaware of (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) provided to (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) provided (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) dated (b)(6); (b)(7)(C) (Exhibit 27), and during an interview conducted by the RA on (b)(6); (b)(7)(C) said:

(b)(6); (b)(7)(C) submitted to (b)(6) office in (b)(6); (b)(7)(C) would have been from (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) USDA (b)(6); (b)(7)(C) must have been reported on their (b)(6); (b)(7)(C)

All (b)(6); (b)(7)(C) submitted to (b)(6) office prior to (b)(6); (b)(7)(C) have been destroyed, which would include any (b)(6); (b)(7)(C) submitted by (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) computer-generated spreadsheet (Exhibit 26) showed (b)(6); (b)(7)(C) received the following (b)(6); (b)(7)(C) time period of (b)(6); (b)(7)(C) in direct connection with the (b)(6); (b)(7)(C) NRCS (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

AGENT'S NOTE: During the course of this investigation the (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) reported that (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) attempted to (b)(6); (b)(7)((b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) in a (b)(6); (b)(7)(C) statement dated (b)(6); (b)(7)(C) (Exhibit 30), said:

Part of (b)(6) job duties include, but are not limited to, (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) In (b)(6); (b)(7)(C) responded to the office of (b)(6); (b)(7)(C) NRCS, USDA, concerning an alleged (b)(6); (b)(7)(C) During the interview, (b)(6); stated (b)(6); (b)(7)(C) NRCS (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) stated the (b)(6); (b)(7)(C) office and expressed (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) stated the NRCS (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) was concerned (b)(6); (b)(7)(C) informed (b)(6); that (b)(6); had occurred.

After the interview was concluded, (b)(6); (b)(7)(C) informed (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) stated (b)(6) position with (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) stated that due to the lack of attention (b)(6); (b)(7)(C) was going to exercise (b)(6); (b)(7) (b)(6); (b)(7)(C) informed (b)(6); (b)(7)(C) only (b)(6); (b)(7)(C) then stated (b)(6); (b)(7)(C) NRCS (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) informed (b)(6); (b)(7)(C) a letter from NRCS stating (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

At that time, (b)(6); (b)(7) had not received (b)(6); (b)(7)(C) letter from NRCS (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) in a signed statement dated (b)(6); (b)(7)(C) (Exhibit 31), said:

(b)(6); (b)(7)(C) NRCS (b)(6); (b)(7)(C) has been employed as (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) After becoming (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) did not remember all of the details (b)(6); (b)(7)(C) but did remember (b)(6); (b)(7)(C) Also present (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) NRCS (b)(6); (b)(7)(C) During the (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) (b)(6); (b)(7) stated (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) After listening to (b)(6); (b)(7)(C) felt it necessary to fix the problems (b)(6); (b)(7)(C) The work (b)(6) remembered being completed (b)(6); (b)(7)(C) was the (b)(6); (b)(7)(C) (b)(6) also remembered (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) In addition, (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) was (b)(6); (b)(7) (b)(6) assigned (b)(6); (b)(7)(C) to (b)(6); (b)(7)(C) work that was to be performed (b)(6); (b)(7)(C) did not know (b)(6); NRCS (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) he work performed on (b)(6); (b)(7)(C) but (b)(6); (b)(7)(C) was pretty sure it was not (b)(6); (b)(7)(C)

At the conclusion of the (b)(6); (b)(7)(C) did not (b)(6); (b)(7)(C) the work was (b)(6); (b)(7)(C) After the (b)(6); (b)(7)(C) received calls (b)(6); (b)(6); (b)(7)(C) with NRCS (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) were concerned that (b)(6); (b)(7)(C) NRCS (b)(6); (b)(7)(C) assured the (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) as (b)(6); (b)(7) saw fit. At that time (b)(6); (b)(7)(C) but was not interested in (b)(6); (b)(7)(C) A short time later, (b)(6); (b)(7)(C) decided to (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) None (b)(6); (b)(7)(C) was (b)(6); (b)(7)(C) NRCS funds. (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) Prior to (b)(6); (b)(7)(C) contacted the NRCS ethics office and asked if it would be ethical (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) been (b)(6); (b)(7)(C) NRCS funds. (b)(6); was told by the ethics office that as long as (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) it was fine for (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) (b)(6) has been unsuccessful at locating any documentation that represented (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) did not use (b)(6); (b)(7)(C) to obtain (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

In (b)(6); (b)(7)(C) received several telephone calls from (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) concerning (b)(6); (b)(7)(C) problems (b)(6); (b)(7)(C) told (b)(6); (b)(7)(C) that NRCS (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) suggested (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) problems. Ultimately (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) to correct (b)(6); (b)(7)(C) problems. At that point, (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) concerning the project. Those were the only (b)(6); (b)(7)(C) concerning that project and (b)(had (b)(6); (b)(7)(C) project. (b)(6 did (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) during the time the project was under way. (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) was not aware, until informed by the RA, the work done (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) Again, (b)(did not use (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

From (b)(6); (b)(7)(C) was employed (b)(6); (b)(7)(C) to work in the (b)(6); (b)(7)(C) As (b)(understood it (b)(6); duties included (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) Although NRCS (b)(6); (b)(7)(C) did not influence (b)(6); (b)(7)(C) applied for that position (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

Earlier (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) filed (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) has never (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) was to pressure (b)(6); (b)(7)(C) filed (b)(6); (b)(7)(C) in the (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) When in (b)(6); (b)(7)(C) was told by (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) if (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) decided not to (b)(6); (b)(7)(C) and as a result was (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) and ultimately (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) during an interview conducted by the RA on (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) stated (b)(6); (b)(7)(C) searched (b)(6); (b)(7)(C) agencies' records and found no record of (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

Agent's Note: Prior to (b)(6); (b)(7)(C) to (b)(6); (b)(7)(C) to become (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) stated (b)(6); (b)(7)(C) For that reason, the RA interviewed an

(b)(6); (b)(7)(C) regarding (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

* * * * *

USDA

REPORT OF INVESTIGATION

FILE NUMBER:	AT-0401-0489 (PS-0401-1453)	DATE:	(b)(6); (b)(7)(C)

TITLE: (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) Rural Development

(b)(6); (b)(7)(C)

CASE TYPE: Employee Misconduct/Conflict of Interest

SPECIAL AGENT: (b)(6); (b)(7)(C)

APPROVED BY: (b)(6)

KAREN CITIZEN WILCOX
Special Agent-in-Charge

Distribution:

1   Director, Financial Management Division, RD
1 - Special Agent-in-Charge, ILHD
1   Assistant Inspector General, OIG, Investigations
1   Special Agent-in-Charge, OIG, Investigations

SYNOPSIS

This investigation was conducted to determine if [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] Rural Development (RD), engaged in outside employment and activities that were not approved by the agency, and if such activities were conducted during official time for personal gain.

During the period of [(b)(6); (b)(7)(C)] purchased [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] sold for profit [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] In addition, [(b)(6); (b)(7)(C)] purchased and sold for profit [(b)(6); (b)(7)(C)]

According to [(b)(6); (b)(7)(C)] personnel file, there was no request or approval for outside employment and/or activities for the above-mentioned period. [(b)(6); (b)(7)(C)] was observed [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] provided a sworn statement [(b)(6); (b)(7)(C)] the statements provided by witnesses.

This case was discussed with an Assistant United States Attorney for the District of [(b)(6); (b)(7)(C)] who declined to prosecute [(b)(6); (b)(7)(C)]

TITLE 5; SECTION 2635.803 PRIOR APPROVAL FOR OUTSIDE EMPLOYMENT AND ACTIVITIES

On [(b)(6); (b)(7)(C)] RD, provided [(b)(6); (b)(7)(C)] personnel file which showed no request for outside employment and activities for the period of [(b)(6); (b)(7)(C)]

A review of Form OGE 450 (Financial Disclosure Report) submitted by [(b)(6); (b)(7)(C)] for the years [(b)(6); (b)(7)(C)] showed [(b)(6); (b)(7)(C)] in part III, but did show in Part I (Assets and Income) [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] provided the following information (Exhibit 1):

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] During the period of

[(b)(6); (b)(7)(C)] was hired by [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] was not present when [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] does not know [(b)(6); (b)(7)(C)]

A chart detailing the dates and locations of the [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] is attached to [(b)(6)] statement.

[(b)(6); (b)(7)(C)] provided the following information (Exhibit 2):

During the period of [(b)(6); (b)(7)(C)] purchased [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] sold for profit [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] In addition, [(b)(6)] purchased and sold, for profit [(b)(6); (b)(7)(C)] A chart that summarizes the purchases [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] is attached to [(b)(6)] statement.

TITLE 5; SECTION 2635.705 USE OF OFFICIAL TIME

According to [(b)(6); (b)(7)(C)] Designation of Tour of Duty, Form AD-2001, effective [(b)(6); (b)(7)(C)] to the present, [(b)(6)] work schedule was [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] Prior to this date, [(b)(6)] tour of duty was [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] provided the following information (Exhibit 3):

During the period from [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] provided the following information (Exhibit 4):

On [(b)(6); (b)(7)(C)] purchased [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] provided the following information (Exhibit 5):

On [(b)(6); (b)(7)(C)] purchased [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] provided the following information (Exhibit 6):

[(b)(6] resides at [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

A review of [(b)(6); (b)(7)(C)]
showed when the [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] provided the following information (Exhibit 11):

[(b)(6); (b)(7)(C)] was employed as a [(b)(6); (b)(7)(C)] office for
the [(b)(6); (b)(7)(C)] During this period,
[(b)(6); (b)(7)(C)]

RD's [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] regarding RD [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

(b)(6); (b)(7)(C) had someone at (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) It was questionable what (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) provided the following information (Exhibit 2):

(b)(6); (b)(7)(C) were located throughout (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6) never conducted personal business while (b)(6); (b)(7)(C) during (b)(6) tour of duty. (b)(6) visited the (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) very frequently as part of (b)(6) duties between the hours of (b)(6); (b)(7)(C)

TITLE 5; SECTION 2635.702 USE OF PUBLIC OFFICE FOR PRIVATE GAIN

(b)(6); (b)(7)(C) RD, (b)(6); (b)(7)(C) provided the following information (Exhibit 12):

Approximately (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) On several occasions during the past (b)(6); (b)(7)(C)

told (b)(6); (b)(7)(C) In

(b)(6); (b)(7)(C) at the RD office, when

(b)(6); (b)(7)(C) asked (b)(6) if (b)(6); (b)(7)(C) indicated that

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) RD, (b)(6); (b)(7)(C) provided the following information
(Exhibit 13):

On several occasions, during the previous [(b)(6); (b)(7)(C)] discussed [(b)(6); (b)(7)(C)]
RD [(b)(6); (b)(7)(C)] with [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] However, [(b)(6) always provided the [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] provided the following information (Exhibit 14):

On [(b)(6); (b)(7)(C)] purchased [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] said that [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] observed [(b)(6); (b)(7)(C)] on a
few occasions, [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] provided the following information (Exhibit 15):

On [(b)(6); (b)(7)(C)] purchased [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] In [(b)(6); (b)(7)(C)] was driving
by the [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] That same afternoon,
[(b)(6); (b)(7)(C)] suggested [(b)(6);
[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] provided the following information (Exhibit 2):

During the past [(b)(6); (b)(7)(C)] has been employed as [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] received [(b)(6); (b)(7)(C)]
while employed with [(b)(6); (b)(7)(C)] has not received [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] has never [(b)(6); (b)(7)(C)] RD to [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] RD [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]

This case was discussed with an Assistant United States Attorney for the [(b)(6); (b)(7)(C)] who
declined to prosecute [(b)(6); (b)(7)(C)]

* * * * *

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![USDA]

REPORT OF INVESTIGATION

FILE NUMBER: AT-0420-1027   DATE: (b)(6); (b)(7)(C)

TITLE: (b)(6); (b)(7)(C)

(Title Continued)

CASE TYPE: Loan Fraud/ Conflict of Interest

SPECIAL AGENT: (b)(6); (b)(7)(C)

APPROVED BY: (b)(6)

KAREN CITIZEN-WILCOX
Special Agent-in-Charge

Distribution:

1 - Director, Financial Management Division, Rural Development,
    Rural Housing Service
1 - Assistant Inspector General, Investigations, OIG, Washington, DC
1 - Special Agent-in-Charge, OIG, Investigations, Atlanta, GA

Title Continued

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

SYNOPSIS

This investigation was conducted to determine if [(b)(6); (b)(7)(C)]
United States Department of Agriculture (USDA), Rural Development (RD), while still
employed with RD, purchased RD [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] RD [(b)(6); (b)(7)(C)]

The investigation revealed [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] RD
[(b)(6); (b)(7)(C)] RD
[(b)(6); (b)(7)(C)]

Agent's Note: [(b)(6); (b)(7)(C)]

BACKGROUND

[(b)(6); (b)(7)(C)] RD [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]

On or about [(b)(6); (b)(7)(C)] the [(b)(6); (b)(7)(C)] State RD Office received a complaint about [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] RD. Inclusive in the complaint was a concern about [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] RD [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] RD, [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] Area Office (Area Office) until about [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] RD, provided documents and loan files maintained
in the Area Office for review. Information from these documents and loan files are discussed in
the sections below.

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

Agent's Note: Review of financial records from (b)(6); (b)(7)(C) showed (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill) to the Area Office.

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

Agent's Note: There is no indication (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

Agent's Note: The signatures of (b)(6); (b)(7)(C)
(Exhibit 6) (b)(6); (b)(7)(C) and appear to be (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) Exhibit 5).

On (b)(6); (b)(7)(C) Area Office, prepared an email and
notes (collective Exhibit 7) detailing (b)(6); (b)(7)(C)
concerning the RD (b)(6); (b)(7)(C)

On (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

On [(b)(6); (b)(7)(C)] sent an email (Exhibit 9) to [(b)(6); (b)(7)(C)] providing an explanation of [(b)(6); (b)(7)(C)] and on [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] submitted to [(b)(6); (b)(7)(C)] (Exhibit 10) via facsimile.

A memo (Exhibit 11), dated [(b)(6); (b)(7)(C)] from [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] State RD Office, showed RD [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)]

[(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)] RD loan [(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)]

[(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)] RD [(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)]

[(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)]

[(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)]

[(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008] RD [(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)]

[(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)] RD loan for

[(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)]

The RD loan file contained [(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)]

[(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)]

RD. [(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)]

[(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)]

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill) | RD loan | (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill) | RD | (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill) | RD | (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 | RD loan | (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)   RD (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)   RD

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)   RD (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C)   RD (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)   RD loan.

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)   RD

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 to the RD Area Office.

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill) loan obligation with USDA. (b)(6); (b)(7)(C); (b)(3):Sect 1619

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill) RD loan (b)(6); (b)(7)(C);

Due to a complaint RD received, (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill) RD funds (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

The facts associated with this investigation were presented to an Assistant United States Attorney, (b)(6); (b)(7)(C) who advised (b)(6); would consider this matter for criminal prosecution.

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United States Department of Agriculture
OFFICE OF INSPECTOR GENERAL-INVESTIGATIONS
Southeast Region
Atlanta, Georgia

USDA

REPORT OF INVESTIGATION

FILE NUMBER: AT-1001-0089   DATE: (b)(6); (b)(7)(C)

TITLE: (b)(6); (b)(7)(C)

CASE TYPE: Child Pornography

SPECIAL AGENT: (b)(6); (b)(7)(C)

(b)(6)

APPROVED BY

KAREN CITIZEN-WILCOX
Special Agent-in-Charge

Distribution:

1 - (b)(6); (b)(7)(C)   (b)(6); (b)(7)(C)
1 - Assistant Inspector General for Investigations, OIG
1 - Special Agent-in-Charge, OIG - Investigations, Atlanta

[(b)(6); (b)(7)(C)]

This investigation was conducted to determine if [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] was in possession of child pornography. This case was initiated based upon a referral from [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] requesting assistance in obtaining information and verification regarding [(b)(6); (b)(7)(C)] The investigation disclosed [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] This case was worked jointly with the FBI [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] was indicted on [(b)(6); (b)(7)(C)] (Exhibit 1), in the [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] charging [(b)(6); (b)(7)(C)] with [(b)(6); (b)(7)(C)] count of Sexual Exploitation of a Minor.

[(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] issued a letter to [(b)(6); (b)(7)(C)] on [(b)(6); (b)(7)(C)] (Exhibit 2) stating [(b)(6)] was being suspended from duty and pay indefinitely. This action was based upon verification of the criminal charge pertaining to child pornography that had resulted from the arrest of [(b)(6); (b)(7)(C)] by the FBI.

Upon consultation with the FBI, it was agreed [(b)(6); (b)(7)(C)] government-issued computer should be analyzed for possible images of child pornography. On [(b)(6); (b)(7)(C)] Office of Inspector General (OIG) agents requested a forensic examination of [(b)(6); (b)(7)(C)] internet history and stored images on [(b)(6)] government-issued computer.

On [(b)(6); (b)(7)(C)] a Case Summary (Exhibit 3) was provided by the National Computer Forensics Division (NCFD), OIG/Investigations, United States Department of Agriculture, [(b)(6); (b)(7)(C)] which reported the forensic analysis of [(b)(6); (b)(7)(C)] government-issued computer was completed and no images of child pornography were found.

The criminal case against [(b)(6); (b)(7)(C)] is pending in the [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

* * * * *

REPORT OF INVESTIGATION

FILE NUMBER: AT-3301-0122   DATE: (b)(6), (b)(7)(C)

TITLE: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)   APHIS
(b)(6), (b)(7)(C)

CASE TYPE: False Statements
Conflict of Interest

SPECIAL AGENT: (b)(6), (b)(7)(C)

(b)(6)

APPROVED BY: EDWIN FORTEZA
Acting Special Agent-in-Charge

Distribution:

1 - Deputy Administrator for Marketing and Regulatory Programs, APHIS
1 - Assistant Inspector General, OIG – Investigations
1 - Special Agent-in-Charge, OIG - Investigations, Atlanta

SYNOPSIS

This investigation was conducted to determine if (b)(6); (b)(7)(C)
(b)(6); Animal Plant and Health Inspection Service (APHIS), submitted false Time and Attendance Sheets (T&A) in which (b)(6 claimed (b)(6); hours (b)(6); (b)(7)(C) worked on (b)(6); (b)(7)(C) which (b)(6); did not work. During the investigation, allegations of conflicts of interests were also claimed. (b)(6); stated that (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

BACKGROUND

Overtime policies are part of the collective bargaining agreement between APHIS employees and APHIS management that have been in effect for over 20 years. The policies are listed as part of Article XIV. (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

18 USC § 1001 – FALSE STATEMENT

An analysis performed of [(b)(6); (b)(7)(C)] Time and Attendance Reports showed that from pay period [(b)(6); (b)(7)(C)] through pay period [(b)(6)] for fiscal year [(b)(6); (b)(7)(C)] claimed [(b)(6); (b)(7)(C)] worked on [(b)(6); (b)(7)(C)] Time and Attendance Reports showed that from pay period [(b)(6); (b)(7)(C)] through pay period [(b)(6); (b)(7)(C)] for [(b)(6); (b)(7)(C)] claimed [(b)(6); (b)(7)(C)] worked on [(b)(6); (b)(7)(C)] worked on [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] (Exhibit 1).

On [(b)(6); (b)(7)(C)] Special Agent (SA) [(b)(6); (b)(7)(C)] and Assistant Special Agent-in-Charge (ASAC) EDWIN FORTEZA interviewed [(b)(6); (b)(7)(C)] Animal Plant Health Inspection Services [(b)(6); (b)(7)(C)] who provided a sworn statement (Exhibit 2):

During [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] APHIS, [(b)(6); (b)(7)(C)] the agency's overtime for the employees assigned to [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] was claiming [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] hours worked [(b)(6); (b)(7)(C)] According [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] In [(b)(6)] opinion, [(b)(6)] does not think that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] worked during [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] worked during [(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] SA [(b)(6); (b)(7)(C)] and ASAC EDWIN FORTEZA interviewed [(b)(6); (b)(7)(C)] who provided a sworn statement (Exhibit 3):

[(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] hours worked. [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] APHIS offices at [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] was for [(b)(6); (b)(7)(C)] at most.

In addition, [(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] and [(b)(6); (b)(7)(C)] SA [(b)(6); (b)(7)(C)] and ASAC FORTEZA interviewed [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] who provided a sworn statement (Exhibit 4 and 5):

[(b)(6); (b)(7)(C)] APHIS in [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] worked on [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] working [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] Sometimes [(b)(6); (b)(7)(C)] has attempted to

[(b)(6); (b)(7)(C)] Sometimes, employees from other work units have [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] at the [(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] SA [(b)(6); (b)(7)(C)] contacted [(b)(6); (b)(7)(C)] who stated the following during the telephonic conversation:

[(b)(6); (b)(7)(C)] currently does not have records reflecting [(b)(6); (b)(7)(C)] kept records of [(b)(6); (b)(7)(C)] attendance; however, [(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] SA [(b)(6); (b)(7)(C)] and ASAC FORTEZA interviewed [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] who provided a sworn statement (Exhibit 6):

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] cannot remember the specific dates [(b)(6); (b)(7)(C)] working [(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] SA [(b)(6); (b)(7)(C)] and ASAC FORTEZA interviewed [(b)(6); (b)(7)(C)] who provided a sworn statement (Exhibit 7):

[(b)(6); (b)(7)(C)] has only worked [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] claimed by [(b)(6); (b)(7)(C)] during [(b)(6); (b)(7)(C)] represented worked done in the [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] worked [(b)(6); (b)(7)(C)] in order to [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] that was not completed [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] mostly worked [(b)(6); (b)(7)(C)] at the [(b)(6); (b)(7)(C)] office. [(b)(6); (b)(7)(C)] On one occasion, [(b)(6); (b)(7)(C)] On another occasion there was a [(b)(6); (b)(7)(C)] that needed [(b)(6)] immediate attention. This incident occurred on [(b)(6); (b)(7)(C)] There were occasions that [(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] SA [(b)(6); (b)(7)(C)] and ASAC FORTEZA interviewed [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] APHIS, who provided a sworn statement (Exhibit 8):

[(b)(6); (b)(7)(C)] worked by APHIS employees involves [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] APHIS employees are needed at least
[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] However, there was a time that [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] on an e-mail dated
[(b)(6); (b)(7)(C)] , stated the following:

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] the nature of the work required to be performed during [(b)(6); (b)(7)(C)]

5 C.F.R. § 2635.501 Impartiality in Performing Official Duties

During the course of the investigation into the allegations of submitting false time and attendance reports, an additional allegation of [(b)(6); (b)(7)(C)] apparent loss of impartiality while performing official duties was raised. It was alleged that [(b)(6); (b)(7)(C)] does not behave impartially when [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] APHIS [(b)(6); (b)(7)(C)] stationed in [(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] SA [(b)(6); (b)(7)(C)] and ASAC FORTEZA interviewed [(b)(6); (b)(7)(C)] who provided a sworn statement (Exhibit 5):

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] APHIS [(b)(6); (b)(7)(C)] told [(b)(6); (b)(7)(C)] received a phone call from [(b)(6); (b)(7)(C)] requesting that [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] told [(b)(6); (b)(7)(C)] that [(b)(6)] should [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] complied with [(b)(6); (b)(7)(C)] released the [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] felt [(b)(6); (b)(7)(C)] to [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] Furthermore [(b)(6); (b)(7)(C)] also [(b)(6); (b)(7)(C)] is an APHIS [(b)(6); (b)(7)(C)] that works out of the [(b)(6); (b)(7)(C)] office.

On [(b)(6); (b)(7)(C)] APHIS [(b)(6); (b)(7)(C)] provided a sworn statement in which [(b)(6)] stated the following (Exhibit 9):

[(b)(6)] received a phone call from [(b)(6); (b)(7)(C)] in which [(b)(6)] asked what was [(b)(6); (b)(7)(C)] asked [(b)(6); (b)(7)(C)] told [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] has never felt

[(b)(6); (b)(7)(C)] the [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] following all APHIS procedures.

On [(b)(6); (b)(7)(C)] SA [(b)(6); (b)(7)(C)] interviewed [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] who provided a sworn statement (Exhibit 10):

[(b)(6); (b)(7)(C)] is employed at [(b)(6); (b)(7)(C)] as a [(b)(6); (b)(7)(C)] Some of [(b)(6)] duties as [(b)(6); (b)(7)(C)] are working in the [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] It is possible that [(b)(6); (b)(7)(C)] APHIS [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] but only if [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] and [(b)(6); (b)(7)(C)] are also employees at [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] is a [(b)(6); (b)(7)(C)] working with [(b)(6); (b)(7)(C)] and [(b)(6); (b)(7)(C)] is a [(b)(6); (b)(7)(C)] working with [(b)(6); (b)(7)(C)] knew that [(b)(6); (b)(7)(C)] is an APHIS [(b)(6); (b)(7)(C)] However [(b)(6); (b)(7)(C)] did not know that [(b)(6); (b)(7)(C)] was an APHIS [(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] SA [(b)(6); (b)(7)(C)] interviewed [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] who provided a sworn statement (Exhibit 11):

Meeting with USDA [(b)(6); (b)(7)(C)] However, is possible a [(b)(6); (b)(7)(C)] is [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] Normally, that particular duty belongs to [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] knows that [(b)(6); (b)(7)(C)] as well as [(b)(6); (b)(7)(C)] are APHIS [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] APHIS, [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] present during [(b)(6); (b)(7)(C)] Sometimes they are [(b)(6); (b)(7)(C)] present during [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] SA [(b)(6); (b)(7)(C)] and ASAC EDWIN FORTEZA met with [(b)(6); (b)(7)(C)] who provided a sworn statement (Exhibit 8):

[(b)(6); (b)(7)(C)] was not aware of any conflict of interest affecting any of the employees of [(b)(6); (b)(7)(C)] takes conflict of interest allegations very seriously [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

The facts associated with this investigation were discussed with an Assistant United States Attorney in [(b)(6); (b)(7)(C)] who declined this case for criminal prosecution.

* * * * *

USDA

REPORT OF INVESTIGATION

FILE NUMBER: Ch-0301-0265 **DATE:** (b)(6); (b)(7)(C)

TITLE: (b)(6); (b)(7)(C)

CASE TYPE: Ethics Violations

SPECIAL AGENT: (b)(6); (b)(7)(C)

APPROVED BY: (b)(6)

DERRICK N. HURST
Acting Special Agent-in-Charge

Distribution
1-Director, Operations Review and Analysis Staff, FSA
1-Assistant Inspector General for Investigations
1-SAC, MWR

SYNOPSIS

This investigation was conducted based upon intelligence indicating that Farm Service Agency (FSA) [(b)(6); (b)(7)(C)] accepted and failed to disclose to the USDA FSA that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] employment with FSA. When it was determined that the [(b)(6); (b)(7)(C)] FSA [(b)(6); (b)(7)(C)] brought [(b)(6); (b)(7)(C)] to the attention of the Reporting Agent (RA) (Exhibit 1). [(b)(6); (b)(7)(C)] then purposefully provided inaccurate information to the RA by [(b)(6); (b)(7)(C)] however [(b)(6);] later amended [(b)(6);] account of events [(b)(6); (b)(7)(C)] in order to [(b)(6); (b)(7)(C)]

During the course of this investigation, additional information surfaced regarding [(b)(6); (b)(7)(C)] involvement with the [(b)(6); (b)(7)(C)] FSA [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

The United States Attorney's Office, [(b)(6); (b)(7)(C)] accepted this case for criminal prosecution.

FALSE STATEMENTS – 18 USC § 1001

On [(b)(6); (b)(7)(C)] a search warrant was served at the [(b)(6); (b)(7)(C)] residence of [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] investigation (Ch-0350-0017). During the service of the search warrant, [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] was located in [(b)(6); (b)(7)(C)] residence (Exhibit [(b)(6); (b)(7)(C)] was also located during the search warrant. [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] (Exhibit 3).

The RA interviewed [(b)(6); (b)(7)(C)] on [(b)(6); (b)(7)(C)] occasions regarding several matters related to [(b)(6); (b)(7)(C)] official duties [(b)(6); (b)(7)(C)] as [(b)(6); (b)(7)(C)] for the [(b)(6); (b)(7)(C)] FSA Office. Exhibit 4 is a Memorandum of Interview that contains the details of these interviews, including details regarding [(b)(6); (b)(7)(C)] completed a sworn written statement acknowledging receipt of [(b)(6); (b)(7)(C)] further highlighted [(b)(6); (b)(7)(C)] (Exhibit 5).

The facts associated with this case were presented to the United States Attorney's Office [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] which accepted this case for criminal prosecution.

* * * * *

USDA

United States Department of Agriculture
OFFICE OF INSPECTOR GENERAL
Office of Compliance & Integrity
Washington, DC

REPORT OF INVESTIGATION

FILE NUMBER:	(b)(6); (b)(7)(C)	DATE:	(b)(6); (b)(7)(C)

TITLE: (b)(6); (b)(7)(C)

CASE TYPE: **Employee Misconduct: Misuse of position** (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

APPROVED BY:

Jeffrey D. Pittano

Digitally signed by Jeffrey D. Pittano
DN: cn=Jeffrey D. Pittano, o, ou=OCI,
email=(b)(6) @oig.usda.gov,
c=US
Date:(b)(6); (b)(7)(C)

Jeffrey D. Pittano
Acting Director, Office of Compliance and Integrity

CASE AGENT: (b)(6); (b)(7)(C) *[official electronic copy]*

Special Agent and/
Chief of Inspections
Office of Compliance and Integrity

Distribution:
  Deputy Inspector General
  Assistant Inspector General for Investigations
  Assistant Inspector General for Management
  Counsel to the Inspector General
  Electronic Case File

OFFICE OF COMPLIANCE AND INTEGRITY – REPORT OF INVESTIGATION

<u>EXECUTIVE SUMMARY</u>

This investigation was conducted to determine if [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] United States Department of Agriculture (USDA), Office of Inspector General (OIG) [(b)(6); (b)(7)(C)] misrepresented [(b)(6] position and responsibilities associated with [(b)(6]OIG employment and the official nature of [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] not authorized by OIG [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]
USDA-OIG [(b)(6); (b)(7)(C)] to Office of Compliance and Integrity (OCI) Special Agents (SAs) during interviews on [(b)(6); (b)(7)(C)] and [(b)(6); (b)(7)(C)] respectively, as well as [(b)(6); (b)(7)(C)] OCI agents [(b)(6); (b)(7)(C)] said interviews.

The investigation revealed the following:

1. Under the context of [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] misrepresented [(b)(6); (b)(7)(C)] as an OIG [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] were unrelated to any official business which [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]

2. On or about [(b)(6); (b)(7)(C)] in the context of [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]
USDA-OIG [(b)(6); (b)(7)(C)] stated, in part, [(b)(6); (b)(7)(C)]
[(b)(6]"Office of Inspector General," [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] was unrelated to any official business that [(b)(6); (b)(7)(C)] may have been conducting [(b)(6); (b)(7)(C)]

3. On [(b)(6); (b)(7)(C)] was interviewed by OCI SAs regarding the aforesaid allegations. During these interviews, [(b)(6); (b)(7)(C)] stated, among other things, that [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] alleged that [(b)(6); (b)(7)(C)] OIG [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] also stated [(b)(6] did not [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] of OCI's
[(b)(6); (b)(7)(C)] sent to schedule [(b)(6] OCI interview for allegations of [(b)(6); (b)(7)(C)] In the weeks following these interviews, [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] by an individual known [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] ; and

4. During an OCI follow-up interview on [(b)(6); (b)(7)(C)] the allegations against [(b)(6); (b)(7)(C)] further [(b)(6); (b)(7)(C)] to OCI SAs [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] stated [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] as detailed herein.

BACKGROUND

Subject Information

[(b)(6); (b)(7)(C)] entered federal service on [(b)(6); (b)(7)(C)] as an [(b)(6); (b)(7)(C)] with the USDA-OIG [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] On [(b)(6); (b)(7)(C)] received [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

According to the federal resume in [(b)(6)] Official Personnel Folder [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] has completed [(b)(6); (b)(7)(C)] in addition to [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] also holds [(b)(6); (b)(7)(C)]

In [(b)(6); (b)(7)(C)] OCI completed [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] allegations that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] The inquiry [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

Applicable Laws, Rules, and Regulations

The following may have applicability to this investigation:

Federal law regarding the making or use of a materially, fictitious, or fraudulent statements or representations can be found in 18 U.S.C. § 1001, *Statements or entries generally.* [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

Federal regulations regarding the appearance of governmental sanction through the use of an employee's position or title may be found at 5 CFR § 2635.702, *Misuse of Position* (Exhibit 3).

[(b)(6); (b)(7)(C)]

Federal regulations regarding the use of government time can be found in 5 CFR § 2635.705, *Use of official time* (Exhibit 5).

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

RESULTS OF INVESTIGATION

KAREN ELLIS
Assistant Inspector General for Investigations (AIG/I) / OI
Washington, D.C.

On [(b)(6); (b)(7)(C)] AIG/I ELLIS sent an email message to OCI Director SCOTT WILLIAMS (Exhibit 9) explaining that [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

represented [(b)(6); (b)(7)(C)] as [(b)(6); (b)(7)(C)] OIG [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

MARY LEWIS
Special Agent-in-Charge (SAC), Southwest Region/ OI
Temple, Texas

On [(b)(6); (b)(7)(C)] SAC LEWIS sent an email message to AIG/I ELLIS (Exhibit 10) forwarding information that MARLA FRICKE, Assistant Special Agent-in-Charge (ASAC), Kansas City, MO, had received from FBI SA [(b)(6); (b)(7)(C)] This information consisted of [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] who also [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

Special Agent, Federal Bureau of Investigation
FBI Residency Office

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] sent [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] that detailed [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] among other claims [(b)(6); (b)(7)(C)] stated that:

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] contacted [(b)(6); (b)(7)(C)] on the [(b)(6); (b)(7)(C)] at the [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] because [(b)(6); (b)(7)(C)] felt [(b)(6); (b)(7)(C)] On [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] to OCI SA [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] sent [(b)(6); (b)(7)(C)] received which [(b)(6); (b)(7)(C)] allegation that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] also sent [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] does not know [(b)(6); (b)(7)(C)] does not know of [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] However, on [(b)(6); (b)(7)(C)] received [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] sent [(b)(6); (b)(7)(C)] included [(b)(6); (b)(7)(C)] issues [(b)(6); (b)(7)(C)] with the [(b)(6); (b)(7)(C)] [2]

Shortly after [(b)(6); (b)(7)(C)] received [(b)(6); (b)(7)(C)] which was [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] exhibited [(b)(6)] USDA [(b)(6); (b)(7)(C)] USDA-OIG [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] questioned the [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [3] [(b)(6); (b)(7)(C)] questioned the [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] informed [(b)(6); (b)(7)(C)] and [(b)(6)] advised [(b)(6); (b)(7)(C)] FBI [(b)(6); (b)(7)(C)]

INITIAL OCI CONTACT [(b)(6); (b)(7)(C)]
Scheduling Administrative Interview

On [(b)(6); (b)(7)(C)] at [(b)(6); (b)(7)(C)] OCI SA [(b)(6); (b)(7)(C)] contacted [(b)(6); (b)(7)(C)] notifying [(b)(6); (b)(7)(C)] of OCI's intention to interview [(b)(6); (b)(7)(C)] regarding the aforesaid allegations. After initially replying to the message at [(b)(6); (b)(7)(C)] SA [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] stating that, [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] (Exhibit 15).

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[1] [(b)(6); (b)(7)(C)] purpose is to
[(b)(6); (b)(7)(C)]

[2] [(b)(6); (b)(7)(C)]

[3] [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]
CRIMINAL/ADMINISTRATIVE INVESTIGATION
PAGE 5
[(b)(6); (b)(7)(C)]

ADDITIONAL INFORMATION FROM [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] was [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] " (Exhibit 16). The content of [(b)(6); (b)(7)(C)] to OCI as a result.[4]

INITIAL OCI INTERVIEW OF [(b)(6); (b)(7)(C)]
Compelled "Kalkines" Warnings

On [(b)(6); (b)(7)(C)] was interviewed by OCI SAs [(b)(6); (b)(7)(C)] [5] and [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [6] with a follow-up interview conducted on [(b)(6); (b)(7)(C)] (Exhibit 17). During these interviews, [(b)(6); (b)(7)(C)] provided the following substantive information:

[(b)(6); (b)(7)(C)] had never [(b)(6); (b)(7)(C)] USDA OIG/OI [(b)(6); (b)(7)(C)] (Exhibit 17, Attachment 2). [(b)(6); (b)(7)(C)] has never [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] for any reason.

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] raised the possibility that [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] As a result [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] decided [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

According to [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] to have [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] believed that at some point [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] with documents [(b)(6); (b)(7)(C)] OIG [(b)(6); (b)(7)(C)] believes that [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] via the use of [(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] was made aware [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] stated that [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

---

[4] Prior to SA [(b)(6); (b)(7)(C)] contact [(b)(6); (b)(7)(C)] on [(b)(6); (b)(7)(C)] no relevant [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] in this ROI.

[5] SA [(b)(6); (b)(7)(C)] conducted the [(b)(6); (b)(7)(C)] interviews [(b)(6); (b)(7)(C)]

[6] SA [(b)(6); (b)(7)(C)] participated in the [(b)(6)] interviews [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] received [(b)(6); (b)(7)(C)] from [(b)(6); (b)(7)(C)] Upon receipt [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] then placed [(b)(6); (b)(7)(C)] presented [(b)(6); (b)(7)(C)] SA [(b)(6); (b)(7)(C)] during the [(b)(6); (b)(7)(C)] interview.

[(b)(6); (b)(7)(C)] believed that [(b)(6); (b)(7)(C)] because [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] stated that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] believed it would [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] cannot definitively prove [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] believe(d) [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] believed that [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] as a result of being investigated [(b)(6); (b)(7)(C)] by OCI [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] stated [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] As such, [(b)(6)] would not [(b)(6); (b)(7)(C)]

In closing, [(b)(6); (b)(7)(C)] responded [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] has never [(b)(6); (b)(7)(C)] did not [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] attributed to [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] by OCI [(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] was re-contacted by OCI and provided the following:

[(b)(6); (b)(7)(C)] believes [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] NOTE: [(b)(6); (b)(7)(C)] initially provided [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] However, in the days following, [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

Again, [(b)(6); (b)(7)(C)] was asked [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] OCI will not [(b)(6); (b)(7)(C)]

OCI FORENSIC REQUEST
E-Discovery Form

On [(b)(6); (b)(7)(C)] SA [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] for a specific [(b)(6); (b)(7)(C)] OIG [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [7] The results of this analysis are outlined below.

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[7] OCI's request was referred to [(b)(6); (b)(7)(C)] USDA-OIG, for completion.

ADDITIONAL INFORMATION FROM [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] received [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] concerned [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] did not know [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]

ADDITIONAL INFORMATION FROM [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] while on duty within normal office hours, [(b)(6); (b)(7)(C)] SA [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] had reportedly received [(b)(6); (b)(7)(C)] (Exhibit 20). A few days later, [(b)(6); (b)(7)(C)] OCI SAs [(b)(6); (b)(7)(C)] and [(b)(6); (b)(7)(C)] once again while [(b)(6)] was on duty and within normal office hours (Exhibit 21).

[(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] was provided [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] had previously requested [(b)(6); (b)(7)(C)] aware of
[(b)(6); (b)(7)(C)] asked [(b)(6)]
[(b)(6); (b)(7)(C)] was involved [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] was interviewed by SAs [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] stated that [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] approximately [(b)(6); (b)(7)(C)] so that [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] has never [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] denied [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] does not know [(b)(6); (b)(7)(C)] however, [(b)(6); (b)(7)(C)]
does know [(b)(6); (b)(7)(C)]

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[8] On [(b)(6); (b)(7)(C)] respectively, based on new evidence received, SA [(b)(6); (b)(7)(C)] contacted and asked if the FBI would have interest in working the case jointly with OCI. SA [(b)(6); (b)(7)(C)] declined both invitations (Exhibit 19).

IG SUBPOENA SERVICE

(b)(6); (b)(7)(C)

On (b)(6); (b)(7)(C) OCI agents served IG subpoenas to (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

Further, on this same date, OCI also served (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

ADDITIONAL INFORMATION FROM (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)
Concerning OCI's Investigation

On (b)(6); (b)(7)(C) SA (b)(6); (b)(7)(C) received (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) with regard to the OCI investigation (Exhibit 24).

(b)(6); (b)(7)(C) also states, in part: (b)(6); (b)(7)(C) [OCI]

investigation (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) to OCI, (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) was on duty and during normal office hours.

On (b)(6); (b)(7)(C) SA

(b)(6); (b)(7)(C) SA (b)(6); (b)(7)(C) Exhibit 25).

On (b)(6); (b)(7)(C) OCI agents (b)(6); (b)(7)(C) The details of this

(b)(6); (b)(7)(C)

ADDITIONAL INFORMATION FROM (b)(6); (b)(7)(C)
Potential Violation(s) of (b)(6); (b)(7)(C)

On (b)(6); (b)(7)(C) was asked (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) declined because OCI (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

OCI (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

On (b)(6); (b)(7)(C) the preliminary results of (b)(6); (b)(7)(C) OIG (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) analysis to OCI.

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[9] The subpoenaed information was received on (b)(6); (b)(7)(C) and (b)(6); (b)(7)(C) respectively, and forwarded to
(b)(6); (b)(7)(C)

According to [(b)(6); (b)(7)(C)] analysis identified approximately [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] which appeared to [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] assigned OIG computer [(b)(6); (b)(7)(C)] OIG [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] Furthermore, [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] also identified [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] OIG duties.[10] Moreover, [(b)(6); (b)(7)(C)] also located [(b)(6); (b)(7)(C)] OIG [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] All of the preliminary [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] provided by [(b)(6); (b)(7)(C)] may be found at <u>Exhibit 28</u>.

On [(b)(6); (b)(7)(C)] was provided [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] for review. [(b)(6); (b)(7)(C)] later advised that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] also reported that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] were not legitimate.

ADDITIONAL IG SUBPOENA SERVICE

[(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] an IG subpoena was served to [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

The subpoenaed information was eventually received on [(b)(6); (b)(7)(C)] and forwarded to [(b)(6); (b)(7)(C)] analysis. Results of the final analysis are outlined below.

PROSECUTORIAL CONSIDERATION
United States Attorney's Office

[(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] the facts associated with this investigation were presented by OCI agents to [(b)(6); (b)(7)(C)] Assistant United States Attorney (AUSA), [(b)(6); (b)(7)(C)] at [(b)(6); (b)(7)(] office in [(b)(6); (b)(7)(C)]

Also present were [(b)(6); (b)(7)(C)] and SA [(b)(6); (b)(7)(C)] FBI, Regional Computer Forensics Laboratory (RCFL), [(b)(6); (b)(7)(C)] who assisted in [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(] OIG [(b)(6); (b)(7)(C)]

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[10] [(b)(6); (b)(7)(C)] reported that [(b)(6); (b)(7)(C)] [(b)(6);] would eventually admit [(b)(6); (b)(7)(C)] related to OIG business [(b)(6); (b)(7)(C)]

AUSA [(b)(6); (b)(7)(C)] agreed to consider this case for prosecution pending the outcome and resolution of [(b)(6); (b)(7)(C)] as appropriate.

FOLLOW-UP OCI INTERVIEW WITH [(b)(6); (b)(7)(C)]
Voluntary "Garrity" Warnings

On [(b)(6); (b)(7)(C)] was again re-interviewed by OCI and provided the following substantive information:

[(b)(6); (b)(7)(C)] admitted to [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] OCI's [(b)(6); (b)(7)(C)] was to be interviewed [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] sent from [(b)(6); (b)(7)(C)] recognized that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] OCI [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] received SA [(b)(6); (b)(7)(C)] establishing an OCI interview concerning the allegations. At that time, [(b)(6); (b)(7)(C)] stated [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] Such action [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] It was simply [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

During this interview, [(b)(6); (b)(7)(C)] was shown several documents by SA [(b)(6); (b)(7)(C)] (as listed below). [(b)(6); (b)(7)(C)] with respect to the following:

Exhibit 17, Attachment 11 – [(b)(6); (b)(7)(C)] dated [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] stated that [(b)(6); (b)(7)(C)]

Exhibit 17, Attachment 12 – [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] on [(b)(6); (b)(7)(C)] stated that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

Exhibit 17, Attachment 13 – [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] had originally [(b)(6); (b)(7)(C)] SA [(b)(6); (b)(7)(C)] on [(b)(6); (b)(7)(C)] stated [(b)(6); (b)(7)(C)] in an attempt to [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] admitted that [(b)(6); (b)(7)(C)] and that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

Exhibit 17, Attachment 14 – [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] stated [(b)(6); (b)(7)(C)]

Exhibit 17, Attachment 15 – [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] stated [(b)(6); (b)(7)(C)]

Exhibit 17, Attachment 16 – [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] stated [(b)(6); (b)(7)(C)]

Exhibit 17, Attachment 17 – (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)   Previously,
(b)(6); (b)(7)(C)   stated to OCI SAs (b)(6); (b)(7)(C)
claimed that (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) admitted that (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) OIG (b)(6); (b)(7)(C) (Exhibit 17, Attachment 18).

Exhibit 17, Attachment 19 – (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)   admitted to (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)   admitted that (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

Exhibit 17, Attachment 20 – (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)   dated (b)(6); (b)(7)(C)   in reference to (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)   stated (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) also admitted that (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) was shown documents related to (b)(6); (b)(7)(C) which had been identified
during (b)(6); (b)(7)(C)   OIG (b)(6); (b)(7)(C)
admitted to (b)(6); (b)(7)(C)   OIG (b)(6); (b)(7)(C)   believe (b)(6)
(b)(6); (b)(7)(C) recognized that (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) made the (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) did have (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) mailed (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)   did not get (b)(6); (b)(7)(
(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) sent (b)(6); (b)(7)(C)   documents,
(b)(6); (b)(7)(C)   do not (b)(6); (b)(7)(C)
(b)(6 admitted that (b)(6); (b)(7)(C)

Exhibit 17, Attachment 23 – (b)(6); (b)(7)(C)
communications with (b)(6); (b)(7)(C)   were related to (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) issue and had nothing to do with (b)(6); (b)(7)(C) OIG (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) knew (b)(6); (b)(7)(C)

Prior to this interview on [(b)(6); (b)(7)(C)] was asked to review and sign [(b)(6)] statement pertaining to the respective [(b)(6); (b)(7)(C)] and [(b)(6)] interviews. When [(b)(6)] provided [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] to OCI [(b)(6); (b)(7)(C)] pertaining to [(b)(6); (b)(7)(C)] regarding [(b)(6); (b)(7)(C)] [11]

OCI [(b)(6); (b)(7)(C)]

Consideration of Possible Fraud Offenses

[(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] SA [(b)(6); (b)(7)(C)] OIG [(b)(6); (b)(7)(C)] advised that [(b)(6); (b)(7)(C)] contacted by [(b)(6); (b)(7)(C)] on [(b)(6); (b)(7)(C)] [12]

According to SA [(b)(6); (b)(7)(C)] assistance in a USDA-OIG investigation which involved [(b)(6); (b)(7)(C)] went on to indicate [(b)(6); (b)(7)(C)] may have involved [(b)(6); (b)(7)(C)] SA [(b)(6); (b)(7)(C)] replied to [(b)(6); (b)(7)(C)] but never received [(b)(6); (b)(7)(C)]

Ultimately, SA [(b)(6); (b)(7)(C)] determined that the aforementioned [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] OCI [(b)(6); (b)(7)(C)] SA [(b)(6); (b)(7)(C)] provided a copy of the [(b)(6); (b)(7)(C)] and reported that [(b)(6)] office could not investigate this matter further since [(b)(6); (b)(7)(C)]

FINAL FORENSIC ANALYSIS REPORTS
USDA-OIG & RCFL Reports

[(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] provided OCI with a [(b)(6); (b)(7)(C)] report [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] summary report is a detailed account of [(b)(6); (b)(7)(C)] which had been subpoenaed from [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] In sum, [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] Further, [(b)(6); (b)(7)(C)] provided by [(b)(6); (b)(7)(C)] was found to [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] also provided a copy of the RCFL's Final Report of Examination which may be viewed at Exhibit 32. The related RCFL examination DVDs (with attachments) have been placed into evidence at the OCI office in [(b)(6); (b)(7)(C)]

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[11] On [(b)(6); (b)(7)(C)] Deputy Inspector General DAVID GRAY received [(b)(6); (b)(7)(C)] dated [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] OCI [(b)(6); (b)(7)(C)] felt that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] The matter was referred to the USDA-OIG Office of Counsel for consideration.

[12] [(b)(6); (b)(7)(C)] was referred to SA [(b)(6); (b)(7)(C)] via OIG email (See Exhibit 28).

OCI (b)(6); (b)(7)(C)

Consideration of Possible Mail Fraud Violations and Related Offenses

(b)(6); (b)(7)(C)

On (b)(6); (b)(7)(C) declined to open an investigation into this matter based upon (b)(6); (b)(7)(C)

OCI (b)(6); (b)(7)(C)

Consideration of Potential Local Offenses

(b)(6); (b)(7)(C)

On (b)(6); (b)(7)(C) OCI officially informed (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) [13]

Specifically, that (b)(6); (b)(7)(C) admitted (in relevant part) (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

OCI went on to report that the RCFL had also developed evidence that (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

According to (b)(6); (b)(7)(C) did not wish to pursue (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) reportedly told (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) as long as (b)(6); (b)(7)(C)

However, (b)(6); (b)(7)(C) requested the supporting documentation from OCI in order to investigate the (b)(6); (b)(7)(C) OCI securely provided the related information to (b)(6); (b)(7)(C) on (b)(6); (b)(7)(C)

OCI REFERRAL TO FBI/RCFL
Consideration of Possible Evidence Tampering

(b)(6); (b)(7)(C)

On (b)(6); (b)(7)(C) OCI contacted SA (b)(6); (b)(7)(C) FBI, to request the RCFL search its inventory to ascertain if (b)(6); (b)(7)(C) (b)(6); at the RCFL (Exhibit 35).[14] (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) with regard to USDA-OIG evidence items in the (b)(6); (b)(7)(C)

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[13] This information (b)(6); (b)(7)(C)

[14] In (b)(6); (b)(7)(C) was (b)(6); (b)(7)(C) Thus, (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

CLOSING/ CASE STATUS

PENDING INVESTIGATIVE MATTERS

The following investigative matters have been referred to external agencies (as described throughout this report), and will be fully addressed and documented by OCI via Supplemental Report(s) of Investigation, as appropriate.

Subject Matter	Agency	Date of Referral	Case Status
(b)(6); (b)(7)(C)			

CASE STATUS

Based upon (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) it is recommended this case be referred to management as substantiated. The case should remain open and continuous pending the final results of the external investigations outlined above.

*****

USDA

REPORT OF INVESTIGATION

FILE NUMBER: HY-0301-0073   **DATE:** (b)(6); (b)(7)(C)

TITLE: (b)(6); (b)(7)(C)

CASE TYPE: Personnel Misconduct

SPECIAL AGENT: (b)(6); (b)(7)(C)

APPROVED BY: (b)(6)

WILLIAM G. SQUIRES, JR.
Special Agent-in-Charge

Distribution:

1 – Director, Operations Review and Analysis Staff (b)(6); (b)(7)(C) Washington, DC
1 – Assistant Inspector General for Investigations, OIG, Washington, DC
1 – Special Agent-in-Charge, NER, New York, NY

SYNOPSIS

This joint investigation between the USDA, Office of Inspector General (OIG) and the [(b)(6); (b)(7)(C)] Police Department [(b)(PD) was conducted to determine if [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] with USDA, [(b)(6); (b)(7)(C)] illegally accessed or maintained child pornography on [(b)(6); (b)(7)] personal computers and/or [(b)(6); (b)(7)(C)] government issued computers. It was also alleged that [(b)(6); (b)(7)(C)]

The investigation confirmed that [(b)(6); (b)(7)(C)] had a personal computer in [(b)(6); (b)(7)] possession that contained child pornography and [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] declined to be interviewed by law enforcement officials.

This matter is being prosecuted by the Virginia Commonwealth Attorney's Office in [(b)(6); (b)(7)(C)] Virginia.

INDECENT LIBERTIES WITH A CHILD - Virginia Code 18.2-370
CHILD PORNOGRAPHY - Virginia Code 18.2-374

On [(b)(6); (b)(7)(C)] (Exhibit 1) [(b)(6); (b)(7)(C)] was arrested and a court authorized search was conducted at [(b)(6)] residence for evidence of child pornography and sexual abuse of a child.

[(b)(6); (b)(7)] [(b)(6); (b)(7)(C)] was contacted (Exhibit 2) and stated the following which is summarized below.

[(b)(6); (b)(7)(C)] was [(b)(6); (b)(7)(C)] [(b)(6)] [(b)(6); (b)(7)(C)] From [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] requested and was granted time off [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] In [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)] became aware of [(b)(6); (b)(7)(C)] Felony arrest and sent [(b)(6); (b)(7)(C)] a form letter requesting [(b)(6) provide additional details regarding that arrest. [(b)(6); (b)(7)(C)] never responded to the letter. On [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] voluntarily retired.

On [(b)(6); (b)(7)(C)] (Exhibit 3) the Virginia Department of Social Services (VDSS) issued their investigative report regarding the allegations against [(b)(6); (b)(7)(C)] which determined [(b)(6) committed sexual abuse of a minor in the second degree. As a result of the level two disposition, [(b)(6); (b)(7)(C)] name will be maintained in the Virginia's Child Abuse/Neglect Central Registry for [(b)(6); (b)(7)(C)] No other actions are pending with VDSS.

[(b)(6); (b)(7)(C)] declined an interview request by law enforcement officials.

Additional information was developed during the investigation which cannot be released.

<u>PROSECUTIVE DETERMINATION</u>

The matter is being prosecuted by the Virginia Commonwealth Attorney's Office in (b)(6); (b)(7)(C) Virginia.

* * * * *

USDA

UNITED STATES DEPARTMENT OF AGRICULTURE
OFFICE OF INSPECTOR GENERAL-INVESTIGATIONS
Northeast Region
New York, New York

REPORT OF INVESTIGATION

FILE NUMBER:	HY-1401-0005	**DATE:**	(b)(6); (b)(7)(C)
TITLE:	(b)(6); (b)(7)(C)		
CASE TYPE:	Conflict of Interest		

SPECIAL AGENT: (b)(6); (b)(7)(C)

APPROVED BY: (b)(6)

WILLIAM G. SQUIRES, JR.
Special Agent-in-Charge

Distribution:

    1 – Associate Deputy Administrator, Administrative and Financial Management, (b)(6); (b)(7)(C)
    1 – Assistant Inspector General for Investigations, OIG
    1 – Special Agent-in-Charge, OIG, Investigations Liaison and Hotline Division
    1 – Special Agent-in-Charge, OIG, Investigations, New York, NY

SYNOPSIS

This investigation was initiated in response to allegations that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] United States Department of Agriculture (USDA), violated conflict of interest provisions by participating personally and substantially in a particular Government matter [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

This investigation revealed that on [(b)(6); (b)(7)(C)] and [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

[(b)(6);] In addition, this investigation revealed [(b)(6); (b)(7)(C)] Federal Service on [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] Finally, it was determined, [(b)(6); (b)(7)(C)] to file [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

Government Service. However, the USDA Office of Ethics (OOE) concluded [(b)(6); (b)(7)(C)] actions regarding [(b)(6); (b)(7)(C)] were not an ethics violation since [(b)(6); (b)(7)(C)] Additionally, OOE concluded [(b)(6); (b)(7)(C)] was a minor matter, which was not often pursued.

[(b)(6); (b)(7)(C)] was interviewed and said [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] In addition, [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] said [(b)(6); (b)(7)(C)] was in the middle of [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

BACKGROUND

[(b)(6); (b)(7)(C)]

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

PERSONAL FINANCIAL INTERESTS PROHIBITION - 18 USC § 208

(b)(6); (b)(7)(C) records were reviewed (Exhibit 1) which revealed the (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) information summarized in the table below:

(b)(6); (b)(7)(C)

[(b)(6); (b)(7)(C)] was interviewed (Exhibit 2), which is summarized as follows:

During [(b)(6); (b)(7)(C)] signed [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]
Since there was never any expectation of [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] did not recuse [(b)(6); (b)(7)(C)] from any
matters involving [(b)(6); (b)(7)(C)] prior to that timeframe.

On [(b)(6); (b)(7)(C)] signed [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] signed [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] However, [(b)(6); (b)(7)(C)] did not know who actually signed this [(b)(6); (b)(7)(C)]

Sometime in [(b)(6); (b)(7)(C)] informally offered [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] however, [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] informed [(b)(6); (b)(7)(C)] could not [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] After [(b)(6); (b)(7)(C)] was [(b)(6); (b)(7)(C)] recused
[(b)(6); (b)(7)(C)] to avoid any ethical concerns. Consequently, [(b)(6); (b)(7)(C)]
was removed as [(b)(6); (b)(7)(C)] was replaced by
[(b)(6); (b)(7)(C)] Although [(b)(6); (b)(7)(C)] replaced [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] from USDA [(b)(6); (b)(7)(C)] on [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] on [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] was employed with [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] began [(b)(6); (b)(7)(C)] employment as [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] fully understood the ethics rules regarding [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] USDA employee. [(b)(6); (b)(7)(C)] USDA.
Prior to [(b)(6); (b)(7)(C)] has never had any discussions [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]

With regards to [(b)(6); (b)(7)(C)] took over [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] because [(b)(6);] was in the middle of [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] USDA Office of Ethics, was interviewed (Exhibit 4), which is summarized as follows:

Since [(b)(6); (b)(7)(C)] prior to [(b)(6); (b)(7)(C)] actions did not constitute an ethics violation. [(b)(6); (b)(7)(C)] would have recommended [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] However, [(b)(6); (b)(7)(C)] did not violate any ethics rules by participating. Although [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] This is a common mistake and is not considered an ethics violation.

PROSECUTIVE DETERMINATION

Based upon the Office of Ethics determination, the facts of this investigation were not discussed with an Assistant United States Attorney.

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![USDA logo]

UNITED STATES DEPARTMENT OF AGRICULTURE
OFFICE OF INSPECTOR GENERAL-INVESTIGATIONS
Northeast Region
New York, New York

![OIG seal]

REPORT OF INVESTIGATION

FILE NUMBER: HY-4601-0002   **DATE:** (b)(6); (b)(7)(C)

TITLE: (b)(6); (b)(7)(C)

CASE TYPE: (b)(6); (b)(7)(C)   Employee Misconduct

SPECIAL AGENT: (b)(6); (b)(7)(C)

APPROVED BY: (b)(6)

WILLIAM G. SQUIRES, JR.
Special Agent-in-Charge

Distribution:

1 – Deputy Secretary of Agriculture, Washington, DC
1 – General Counsel, Office of General Counsel, Washington, DC
1 – Assistant Inspector General, Investigations, OIG, Washington, DC
1 – Special Agent-in-Charge, Investigations, New York, NY
1 – Special Agent-in-Charge, Investigations Liaison and Hotline Division, OIG, Washington, DC (PS-4601-0010)

SYNOPSIS

This investigation was conducted in response to a hotline complaint which alleged that during the [(b)(6); (b)(7)(C)] government shutdown due to the lapse in appropriations, [(b)(6); (b)(7)(C)] United States Department of Agriculture (USDA), and [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] USDA, [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] actions involving [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] did not meet the legal standards and guideline parameters for continued agency operations during an absence in appropriations as set forth by the Attorney General and the Department of Justice (DOJ) Office of Legal Counsel. The hotline complaint also alleged that [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] regarding [(b)(6); (b)(7)(C)] and [(b)(6); (b)(7)(C)]

The investigation did not substantiate the allegations regarding [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] The investigation did reveal the following information which is summarized and bulleted below.

- [(b)(6); (b)(7)(C)] did not report [(b)(6); (b)(7)(C)]
- [(b)(6); (b)(7)(C)] which were submitted [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] at the [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] from [(b)(6); (b)(7)(C)] through [(b)(6); (b)(7)(C)]
- [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]
- On [(b)(6); (b)(7)(C)] advised [(b)(6); (b)(7)(C)] via email that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] during a government shutdown [(b)(6); (b)(7)(C)]
- On [(b)(6); (b)(7)(C)] submitted the [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] Additionally, [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]
- On [(b)(6); (b)(7)(C)] sent an email to [(b)(6); (b)(7)(C)] discussing the [(b)(6); (b)(7)(C)] In [(b)(6); (b)(7)(C)] email [(b)(6); (b)(7)(C)] explained that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]
- On [(b)(6); (b)(7)(C)] forwarded an email and attachment to [(b)(6); (b)(7)(C)] USDA Office of the Chief Financial Officer [(b)(6); (b)(7)(C)] (OCFO) [(b)(6); (b)(7)(C)] attachment advised that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]
- On [(b)(6); (b)(7)(C)] sent a response email to [(b)(6); (b)(7)(C)] which stated that [(b)(6); (b)(7)(C)]

- 1 -

- From [(b)(6); (b)(7)(C)] through [(b)(6); (b)(7)(C)] and [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] shutdown plan [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] was interviewed and provided a sworn statement. [(b)(6); (b)(7)(C)] stated that the [(b)(6); (b)(7)(C)] was [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] chose to [(b)(6); (b)(7)(C)] because [(b)(6)] thought a shutdown furlough was [(b)(6); (b)(7)(C)] also [(b)(6); (b)(7)(C)] and [(b)(6); (b)(7)(C)] determined that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] based upon [(b)(6); (b)(7)(C)] interpretation of the Office of Management and Budget (OMB) guidance and supplemental guidance issued by the OCFO [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] a shutdown. [(b)(6); (b)(7)(C)] did not know the [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] was interviewed and provided a sworn statement. [(b)(6); (b)(7)(C)] stated that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] Based upon [(b)(6)] interpretation of the OMB guidance and supplemental guidance issued by the OCFO [(b)(6); (b)(7)(C)] However, [(b)(6); (b)(7)(C)] stated that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] admitted [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] felt [(b)(6)] actions [(b)(6); (b)(7)(C)]
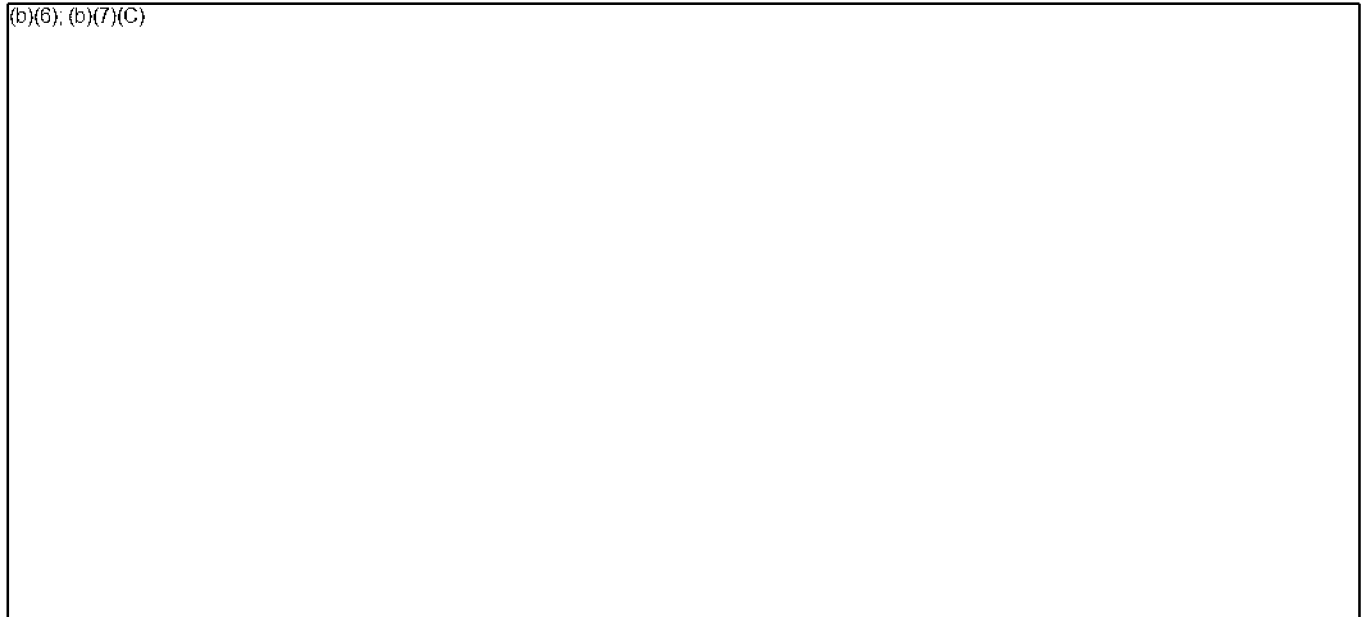
[(b)(6); (b)(7)(C)] General Law Division, Office of the General Counsel (OGC), USDA reviewed the facts revealed in this investigation and reported that [(b)(6); (b)(7)(C); (b)(5) – Attorney-Client Privilege] [(b)(6); (b)(7)(C); (b)(5) – Attorney-Client Privilege]

This investigation was discussed with DOJ, Public Integrity Section and the United States Attorney's Office for the [(b)(6); (b)(7)(C)] Both offices declined to prosecute this matter.
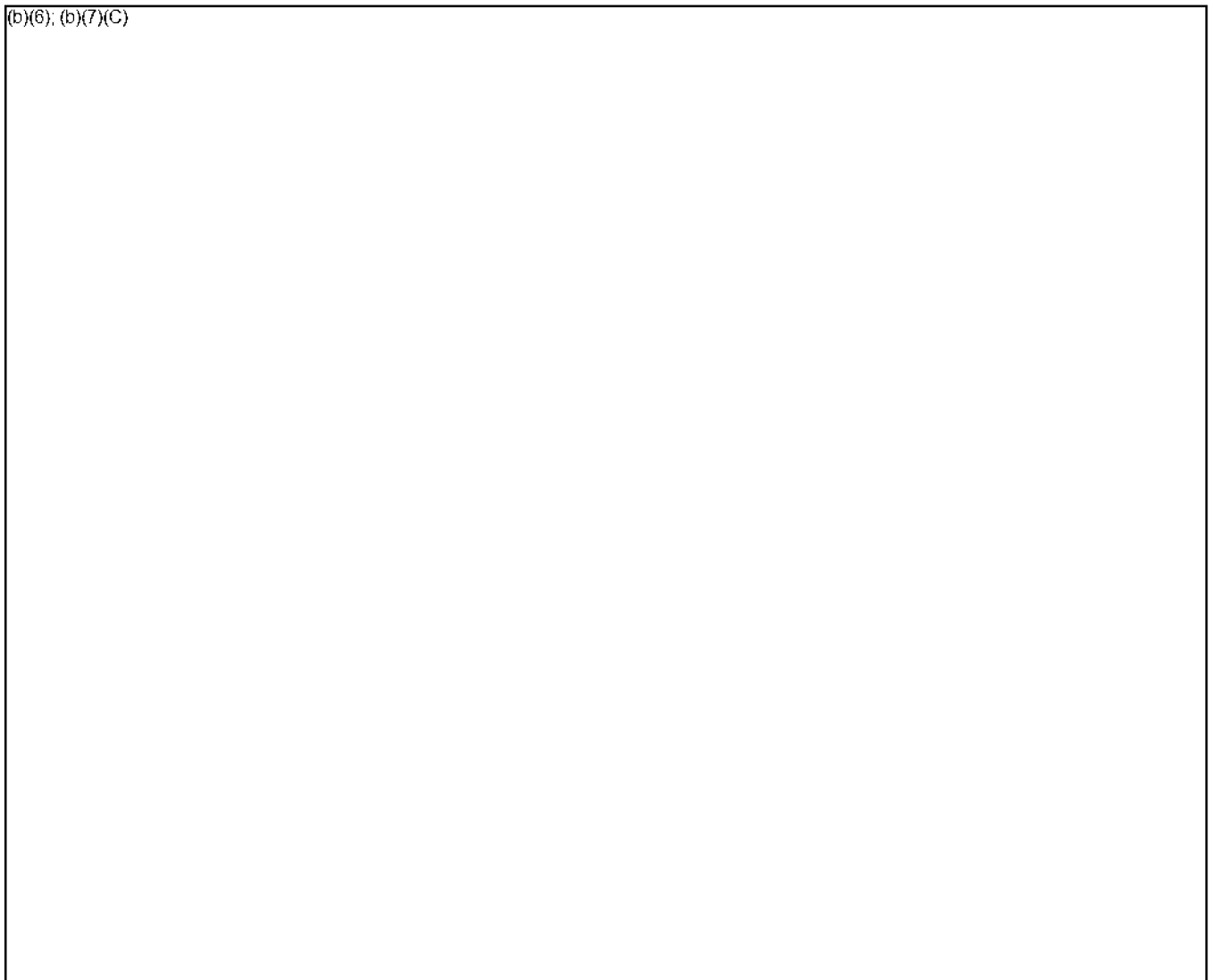
BACKGROUND

[(b)(6); (b)(7)(C)]

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

Agency Operations in the Absence in Appropriations.

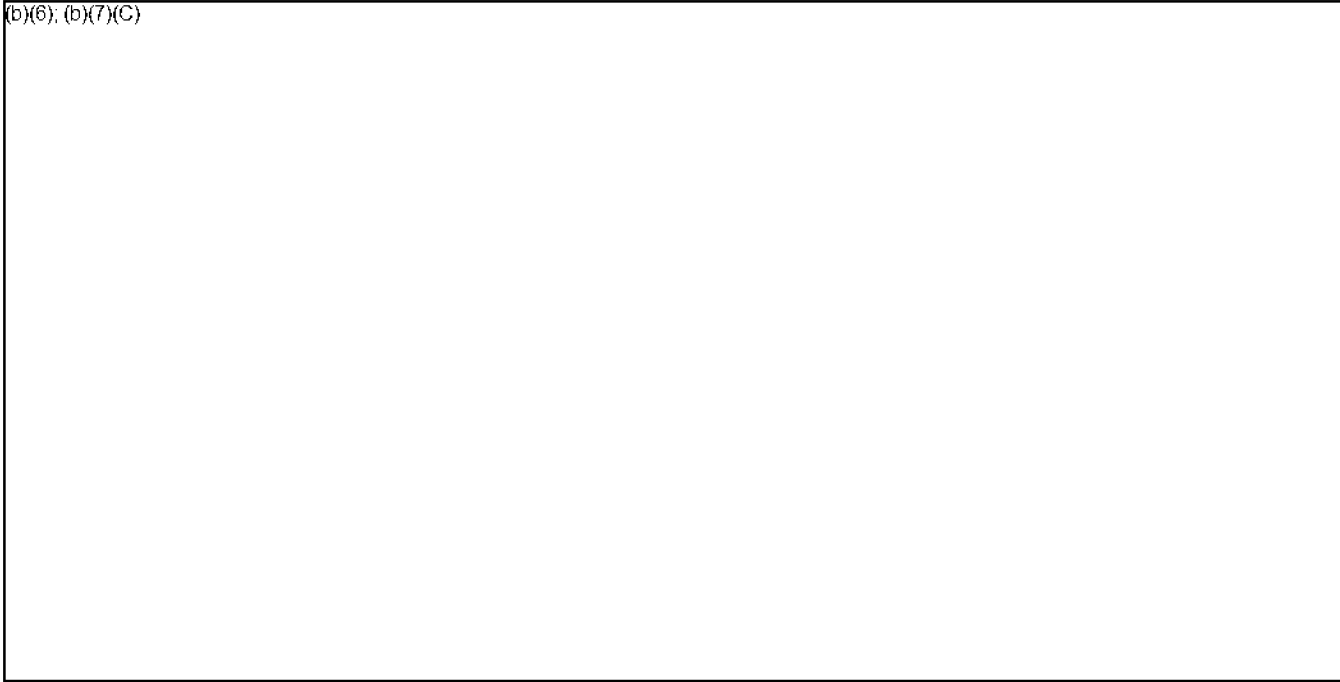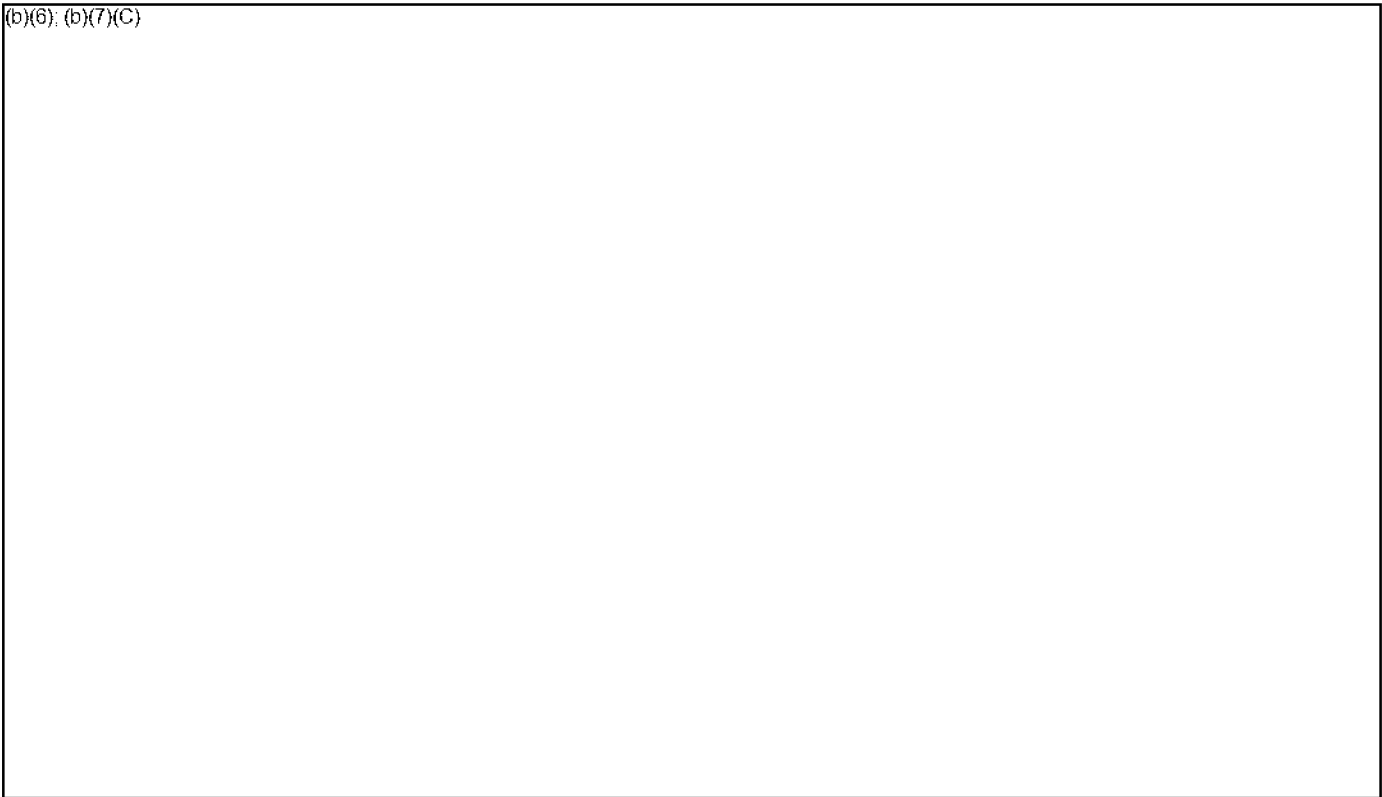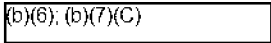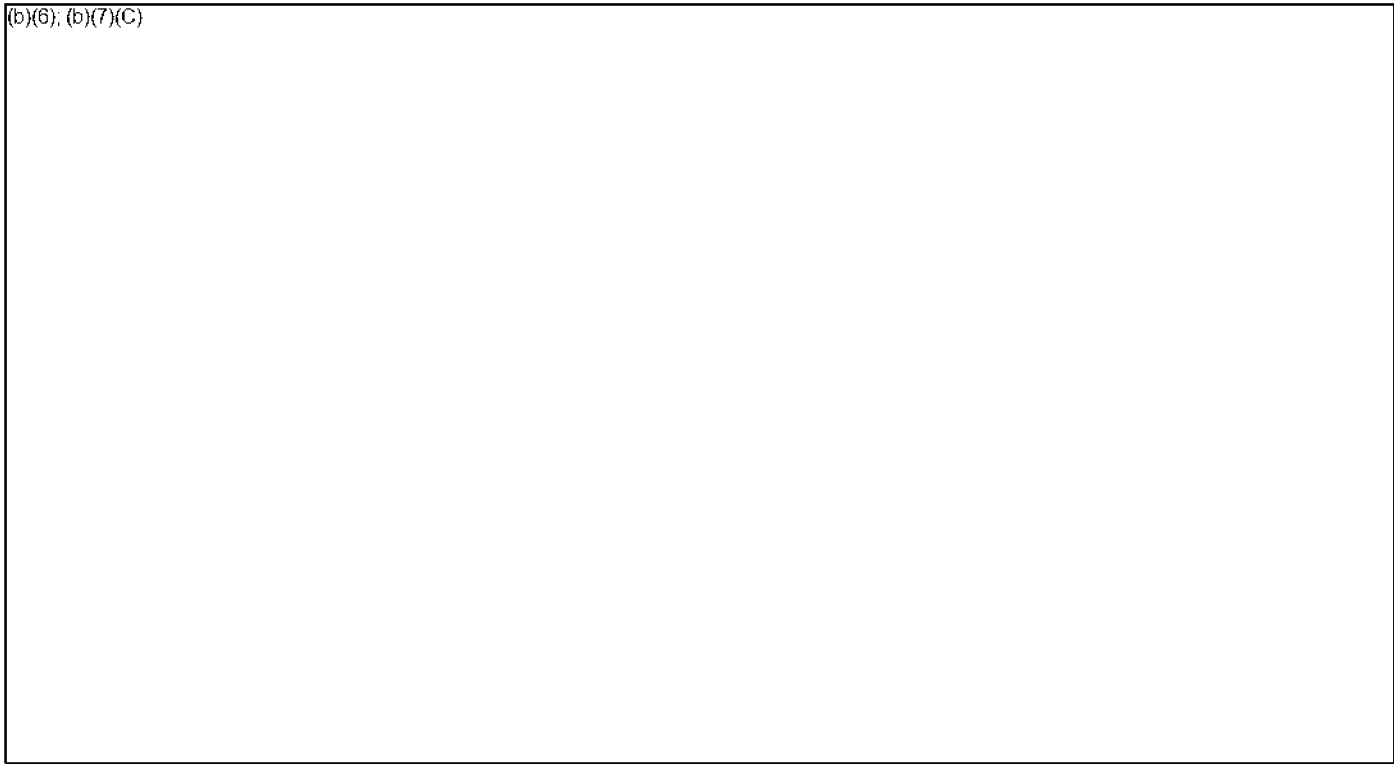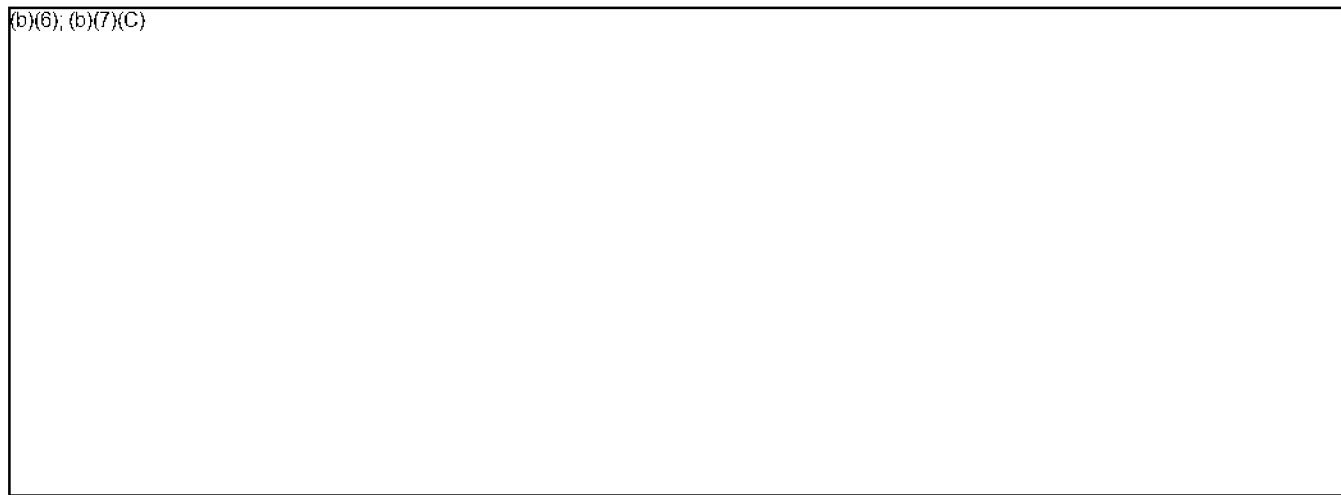As required by OMB Circular A-11, NAD submitted its shutdown plan on (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

LIMITATIONS ON EXPENDING AND OBLIGATING AMOUNTS - Title 31, USC § 1341
LIMITATIONS ON VOLUNTARY SERVICES - Title 31 USC § 1342

(b)(6); (b)(7)(C)

Reporting Agent (RA) reviewed NAD (b)(6); (b)(7)(C)   (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)   NAD, USDA was interviewed and provided a sworn statement (Exhibit 6), which is summarized below.

(b)(6); (b)(7)(C) the (b)(6); (b)(7)(C) requests (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

On (b)(6); (b)(7)(C) told (b)(6); (b)(7)(C) that (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

from (b)(6); (b)(7)(C) told (b)(6); (b)(7)(C) that (b)(6); needed to

(b)(6); (b)(7)(C) handed (b)(6) a (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) also told (b)(6); that (b)(6); (b)(7)(C)

already (b)(6); (b)(7)(C) This was the (b)(6); (b)(7)(C)

had heard anything (b)(6); (b)(7)(C)

Usually (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

RA reviewed the (b)(6); (b)(7)(C) records (Exhibit 7) regarding (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) The (b)(6); (b)(7)(C) records information is summarized below:

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

NAD Operations in the Absence in Appropriations.

(b)(6); (b)(7)(C) was interviewed (Exhibit 8) and provided a sworn statement which is summarized below.

(b)(6); (b)(7)(C) NAD furlough process and shutdown procedures. (b)(6); (b)(7)(C) NAD shutdown plan, which was negotiated with the union and approved by the Office of Budget and Program Analysis (OBPA). (b)(6); (b)(7)(C) NAD (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) NAD, USDA; (b)(6); (b)(7)(C) NAD, USDA (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) from (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) approved (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) the government shutdown (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) the NAD shutdown process (b)(6); (b)(7)(C) NAD employees (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) (b)(6); (b)(7)(C) OMB guidance, (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) the conclusion that (b)(6); (b)(7)(C) However, (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) From (b)(6); (b)(7) perspective, (b)(6); (b)(7)(C) utilized (b)(6); (b)(7)(C)

[(b)(6); (b)(7)] recognizes that [(b)(6); (b)(7)(C)] NAD shutdown plan, [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

RA reviewed [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] (Exhibit 9). On [(b)(6); (b)(7)(C)] was placed in [(b)(6); (b)(7)(C)] On [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] On [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] was

therefore [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] was interviewed (Exhibit 10) and provided a sworn statement, which is summarized below:

[(b)(6); (b)(7)(C)] USDA, [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] does not report [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] does not generally [(b)(6); (b)(7)(C)] NAD [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] While

[(b)(6); (b)(7)(C)]

Consequently, [(b)(6); (b)(7)(C)] did not [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

In anticipation of a Federal government shutdown on [(b)(6); (b)(7)(C)] due to a lapse of appropriations, [(b)(6); (b)(7)(C)] USDA [(b)(6); (b)(7)(C)] regarding the potential furlough. [(b)(6); (b)(7)(C)] the NAD shutdown plan. [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] The shutdown plan [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

details of the NAD shutdown plan, which was submitted and approved by the USDA OBPA. [(b)(6); (b)(7)(C)] the NAD [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

From [(b)(6); (b)(7)(C)]

scheduled [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] decided [(b)(6); (b)(7)(C)] would

[(b)(6); (b)(7)(C)] despite the potential shutdown looming on [(b)(6); (b)(7)(C)]

Since [(b)(6)] thought [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

event of a shutdown, [(b)(6); (b)(7)(C)] believed [(b)(6); (b)(7)(C)] was [(b)(6); (b)(7)(C)]

Once the lapse of appropriations occurred and the Federal government shutdown process was initiated, [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] determined that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] based upon [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

Consequently, [(b)(6); (b)(7)(C)] chose to [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] also [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

No one told [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] in the event of a lapse in appropriations shutdown. [(b)(6); (b)(7)(C)] did not believe [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

regarding its shutdown activities.

Exhibit 11 is a spreadsheet summarizing the NAD shutdown [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] The table below highlights [(b)(6); (b)(7)(C)] RA reviewed, which appear to [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] provided in [(b)(6); (b)(7)(C)] sworn statements [(b)(6); (b)(7)(C)] shutdown furlough, [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

(b)(6); (b)(7)(C) NAD, USDA, was interviewed (Exhibit 12) and provided a sworn statement, which is summarized below.

(b)(6); (b)(7)(C) reported to (b)(6); (b)(7)(C) However, (b)(6); (b)(7)(C) reported to (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) the NAD shutdown plan, which was negotiated with the union and approved by OBPA. During the week of (b)(6); (b)(7)(C) was aware that (b)(6); (b)(7)(C) all NAD employees (b)(6); (b)(7)(C) However, (b)(6); (b)(7)(C) the shutdown. (b)(6); (b)(7)(C) was (b)(6); (b)(7)(C) shutdown procedures (b)(6); (b)(7)(C) NAD (b)(6); (b)(7)(C)

On (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) USDA Headquarters regarding the shutdown. (b)(6); (b)(7)(C) doesnot recall (b)(6); (b)(7)(C) However, at some point in the shutdown furlough process, (b)(6); (b)(7)(C) speaking to (b)(6); (b)(7)(C) USDA OHRM (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) NAD, USDA was interviewed and provided a sworn statement (Exhibit 13), which is summarized below.

(b)(6); (b)(7)(C) is aware of (b)(6); (b)(7)(C) is not aware of (b)(6); (b)(7)(C) during a shutdown furlough.

(b)(6); (b)(7)(C) had discussions with (b)(6); (b)(7)(C) regarding the NAD shutdown plan (b)(6); (b)(7)(C) NAD (b)(6); (b)(7)(C) shutdown plan (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) during a shutdown furlough. (b)(6); concluded that (b)(6); (b)(7)(C)

[(b)(6); (b)(7)(C)] USDA OCFO [(b)(6); (b)(7)(C)] was interviewed (Exhibit 15), which is summarized below.

[(b)(6); (b)(7)(C)] the shutdown planning process. On [(b)(6); (b)(7)(C)] USDA [(b)(6); (b)(7)(C)] included NAD [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] USDA [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] NAD [(b)(6); (b)(7)(C)] was interviewed and provided a sworn statement (Exhibit 16), which is summarized below.

[(b)(6); (b)(7)(C)] was not involved in the NAD [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] Prior to the furlough, [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] aware that the shutdown [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] was responsible for [(b)(6); (b)(7)(C)] the shutdown. [(b)(6); (b)(7)(C)] was also responsible for [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] NAD [(b)(6); (b)(7)(C)] NAD [(b)(6); (b)(7)(C)] regarding shutdown furlough [(b)(6); (b)(7)(C)] was aware [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] a shutdown furlough. [(b)(6); (b)(7)(C)] received guidance from USDA dated [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] NAD [(b)(6); (b)(7)(C)] was interviewed and provided a sworn statement (Exhibit 17), which is summarized below.

[(b)(6); (b)(7)(C)] was involved in the NAD [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] OBPA [(b)(6); (b)(7)(C)] On [(b)(6); (b)(7)(C)] received [(b)(6); (b)(7)(C)] regarding guidance to USDA employees [(b)(6); (b)(7)(C)] the shutdown furlough. [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] Federal Government Shutdown on USDA [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] NAD, USDA was interviewed and provided a sworn statement (Exhibit 18), which is summarized below.

In [(b)(6); (b)(7)(C)] within the NAD [(b)(6); (b)(7)(C)]

located at [(b)(6); (b)(7)(C)] that a shutdown furlough was imminent. [(b)(6); (b)(7)(C)] regarding shutdown issues and procedures. Prior to the shutdown furlough, [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] previous NAD shutdown plans [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] shutdown furlough.

[(b)(6); (b)(7)(C)] became aware that [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] However, based upon [(b)(6); (b)(7)(C)] review of the NAD shutdown plan, [(b)(6)] expected that [(b)(6); (b)(7)(C)] of a shutdown furlough, all NAD activities [(b)(6); (b)(7)(C)] thought [(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] during [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)] received guidance from USDA [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] If a shutdown furlough occurred [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] This information was also forwarded to all NAD employees [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] NAD [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] NAD [(b)(6); (b)(7)(C)] was interviewed and provided a sworn statement (Exhibit 19), which is summarized below.

[(b)(6); (b)(7)] was aware that [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

possible Federal Government Shutdown on USDA [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] regarding guidance to USDA employees

[(b)(6); (b)(7)(C)]

Shortly after [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] discuss that [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] if the shutdown furlough occurred. [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] the shutdown furlough, [(b)(6)] overheard [(b)(6); (b)(7)(C)] that

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] NAD, USDA was interviewed and provided a sworn statement (Exhibit 20), which is summarized below.

During the week of [(b)(6); (b)(7)(C)] was aware that [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] the Department regarding the Shutdown. [(b)(6); (b)(7)(C)] the Department [(b)(6); (b)(7)(C)] Shutdown Procedures [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] General Law Division, Office of the General Counsel (OGC), provided information, which is summarized below (Exhibit 21).

[(b)(5) – Attorney-Client Privilege]

PROSECUTIVE DETERMINATION

This investigation was discussed with the DOJ, Public Integrity Section and the United States Attorney's Office for the Eastern District of Virginia. Both offices declined to prosecute this matter.

* * * * *

USDA

United States Department of Agriculture
OFFICE OF INSPECTOR GENERAL-INVESTIGATIONS
Great Plains Region
Kansas City, Missouri

REPORT OF INVESTIGATION

FILE NUMBER: KC-0801-0184   DATE: (b)(6); (b)(7)(C)

TITLE: (b)(6); (b)(7)(C)

CASE TYPE: Employee Misconduct

SPECIAL AGENT: (b)(6); (b)(7)(C)

APPROVED BY: (b)(6)

JAMES L. MENDENHALL
Special Agent-in-Charge

Distribution:

1-Senior Special Agent, Law Enforcement and Investigations, (b)(6); (b)(7)(
1-Assistant Inspector General for Investigations, OIG
1-File

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not to be distributed outside your agency, nor duplicated, without
prior clearance from the Office of Inspector General, USDA.*

SYNOPSIS

This investigation was conducted to determine if [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] accessed adult pornography from [(b)(6)] government assigned computer.

An examination of [(b)(6); (b)(7)(C)] government-assigned computer found evidence of adult pornography.

[(b)(6); (b)(7)(C)] admitted that [(b)(6); (b)(7)] accessed adult pornography from [(b)(6)] government computer.

EMPLOYEE MISCONDUCT

[(b)(6); (b)(7)(C)] said (Exhibit 1) that on [(b)(6); (b)(7)(C)] received a telephone call from [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] who advised that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] pornography, and was [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] said that [(b)(6); (b)(7)] began to investigate the incident, and on [(b)(6); (b)(7)(C)] filed an Incident Report (Exhibit 2). [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] access computers in the [(b)(6); (b)(7)(C)] office.

[(b)(6); (b)(7)(C)] said that [(b)(6); (b)(7)(C)] Special Agent, [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] was referred to [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] accessed [(b)(6); (b)(7)(C)] internet histories of the computers, and discovered that [(b)(6); (b)(7)(C)] account accessed pornographic images.

[(b)(6); (b)(7)(C)] National Computer Forensics Division (NCFD), OIG, USDA, [(b)(6); (b)(7)(C)] conducted a forensic image of [(b)(6); (b)(7)(C)] assigned government laptop computer [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] used by [(b)(6); (b)(7)(C)] and located in [(b)(6); (b)(7)(C)] office.

In a Report of Examination (Exhibit 3) [(b)(6); (b)(7)(C)] reported that adult pornographic images were viewed using [(b)(6); (b)(7)(C)] and that pornography was found in the [(b)(6); (b)(7)(C)] The report also showed that [(b)(6); (b)(7)(C)] indicative of pornographic content. [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

(b)(6); (b)(7)(C) said (Exhibit 4) that (b)(6) had received yearly computer security training and had not shared (b)(6) computer access password with anyone. (b)(6); (b)(7)(C) pornography in (b)(6) government office (b)(6); (b)(7)(C) government assigned computer,

(b)(6); (b)(7)(C) also (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) provided (b)(6); (b)(7)(C) from (b)(6) office. NCFD conducted a forensic examination (b)(6); (b)(7)(C) and documented the results in a Final Report of Media Analysis (Exhibit 5, pages 3 and 4). NCFD recovered evidence of adult pornography in the form of (b)(6); (b)(7)(C)

* * * * *

SYNOPSIS

This investigation was conducted to determine if (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) accessed adult and child
pornography using a computer owned by (b)(6); (b)(7)(C) employees and computers access the
internet using computer servers owned by the U.S. Department of Agriculture (USDA).

An examination of (b)(6); (b)(7)(C) assigned computer, conducted by the National Computer Forensics
Division (NCFD), Office of Inspector General (OIG), USDA, disclosed evidence that (b)(6); (b)(7)(C)
had searched for and visited internet websites on numerous occasions that contained adult
pornography and child pornography.

(b)(6); (b)(7)(C) accessed pornography on (b)(6) government-issued computer while on
duty.

An examination of (b)(6); (b)(7)(C) home computer showed that an unidentified user searched for child
pornography, but no evidence could be developed to determine if the user intentionally
downloaded child pornography to the hard drive.

POSSESSION OF CHILD PORNOGRAPHY – 18 U.S.C. § 2252A(a)(5)(B)

(b)(6); (b)(7)(C) Internet Technology Services,
Operations Security Branch, USDA, (b)(6); (b)(7)(C) said (Exhibit 1) that on (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) received an Intrusion Detection System (IDS) report (Exhibit 2) from (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) which showed that a person in (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) office, (b)(6); (b)(7)(C) accessed pornographic websites using the USDA
server. A review of the IDS logs indicated that a computer user at the (b)(6); (b)(7)(C) office in (b)(6); (b)(7)(C)
had (b)(6); (b)(7)(C) searches for pornography using the USDA server.

(b)(6); (b)(7)(C) said that (b)(6) contacted (b)(6); (b)(7)(C)
who in turn contacted (b)(6); (b)(7)(C)
Office, (b)(6); (b)(7)(C) on (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) to take possession of (b)(6); (b)(7)(C) computer. Once (b)(6) secured the computer, (b)(6) sent it to
(b)(6); (b)(7)(C) via FedEx.

(b)(6); (b)(7)(C) conducted an
examination on (b)(6); (b)(7)(C) work computer (Exhibit 3) which showed that the user login account
of (b)(6); (b)(7)(C) was used to conduct (b)(6); (b)(7)(C) searches for pornography
and child pornography (Exhibit 4). Some of the searches included: (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) said (Exhibit 5) that (b)(6) was the only employee assigned to (b)(6) work computer. (b)(6); (b)(7) had
not shared (b)(6) user name or password with any other person. (b)(6); (b)(7)(C) was aware of and understood
the privacy statement when (b)(6) accessed (b)(6) computer and the USDA network. (b)(6) would spend

[(b)(6); (b)(7)(C)] searching for pornography while at work. Most of the pornography that [(b)(6)] viewed [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

Agent's Note: On [(b)(6); (b)(7)(C)] voluntarily gave the Reporting Agent (RA) access to [(b)(6)] personal computer located at [(b)(6)] residence. The RA and [(b)(6); (b)(7)(C)] accompanied [(b)(6); (b)(7)(C)] to [(b)(6)] residence and imaged the computer hard drive while at [(b)(6)] residence.

[(b)(6); (b)(7)(C)] conducted an examination of [(b)(6); (b)(7)(C)] personal computer hard drive (Exhibit 6) which showed that adult pornographic images and possible child pornographic images were recovered from [(b)(6); (b)(7)(C)] the hard drive. No images were recovered from [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] The internet history showed that unidentified users searched for adult and child pornography.

* * * * *

- 3 -

Report of Investigation

REPORT BY: (b)(6); (b)(7)(C)   **FILE NO:** (b)(6); (b)(7)(C)

DATE OF REPORT: (b)(6); (b)(7)(C)

SUBJECT(S): (b)(6); (b)(7)(C)

CASE TYPE: Employee Misconduct

ALLEGATION(S): Personnel : General Employee Misconduct, Other

ANTHONY MOHATT
Digitally signed by ANTHONY MOHATT
DN: c=US, o=U.S. Government, ou=Department of
Agriculture, cn=ANTHONY MOHATT
0.9.2342.19200300.100.1.1=12001000281104
Date: (b)(6); (b)(7)(C)

ANTHONY V. MOHATT
Special Agent-in-Charge, MWR

DISTRIBUTION:

Action Authority... 1
Legal... 1
File (w/Exhibits)... 1

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SUMMARY OF INVESTIGATION

The investigation determined that (b)(6); (b)(7)(C) FSA, (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) falsified (b)(6 Time and Attendance records for Pay Period (b)(6); (b)(7)(C) On (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) submitted a sick leave request for (b)(6); of leave to be taken on (b)(6); (b)(7)(C) when in fact, (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) It was further determined that (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) admitted to (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) also did not deny that (b)(6); (b)(7)(C)

(b)(6);

NARRATIVE

Background

2-1 (b)(6); (b)(7)(C) FSA State Office requested that the OIG conduct an investigation to determine if (b)(6); (b)(7)(C) official Time and Attendance records accurately reflected (b)(6 work hours or absence during the dates/times (b)(6); (b)(7)(C)

Activities

2-2   Interview, Witness: (b)(6); (b)(7)(C)
           Date/Place: (b)(6); (b)(7)(C)

Exhibit: 1

(b)(6); (b)(7)(C) alleged that (b)(6); (b)(7)(C) on (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) further alleged that (b)(6); (b)(7)(C) on other occasions (b)(6); (b)(7)(C) On one occasion (b)(6); (b)(7)(C) (b)(6); told (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) said (b)(6 checked with (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

2-3   Communication: Communication: (b)(6); (b)(7)(C)
           Date: (b)(6); (b)(7)(C)

Exhibit: 2

(b)(6); (b)(7)(C) confirmed that (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) on (b)(6); (b)(7)(C) was (b)(6); (b)(7)(C) was (b)(6); (b)(7)(C)

2-4   Document Review: (b)(6); (b)(7)(C)
           Date: (b)(6); (b)(7)(C)

Exhibit: 3

A copy of (b)(6); (b)(7)(C) was obtained from the (b)(6); (b)(7)(C) The record contained details of (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

The report indicates that (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

2-5   (b)(6); (b)(7)(C)
       Date: (b)(6); (b)(7)(C)

Exhibit: 4

A copy of (b)(6); (b)(7)(C) dated (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) was obtained from (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

2-6   Communication: Communication: FSA (b)(6); (b)(7)(C)
       Date: (b)(6); (b)(7)(C)

Exhibit: 5

Reporting Agent (RA), spoke with FSA (b)(6); (b)(7)(C) reference (b)(6); (b)(7)(C) Time and Attendance reporting. (b)(6); (b)(7)(C) said (b)(6); (b)(7)(C) had submitted a leave request on (b)(6); (b)(7)(C) to take sick leave on (b)(6); (b)(7)(C) listed the reason for leave (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

2-7   Communication: Communication: (b)(6); (b)(7)(C)
       Date: (b)(6); (b)(7)(C)

Exhibits: 6, 7

(b)(6); (b)(7)(C) confirmed that (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) on (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

2-8   Document Review: Other
       Date: (b)(6); (b)(7)(C)

Exhibit: 8

(b)(6); (b)(7)(C) leave request and Time and Attendance records for pay period (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) were reviewed, and RA determined the following:

On (b)(6); (b)(7)(C) electronically submitted a sick leave request for (b)(6); (b)(7)(C) of sick leave on (b)(6); (b)(7)(C) citing (b)(6); (b)(7)(C)

The Certified Time and Attendance Summary shows (b)(6); used (b)(6); (b)(7)(C) of sick leave on (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) submitted this timesheet electronically in the USDA Time and Attendance system on (b)(6); (b)(7)(C) certifying, "that all reported time was worked and approved according to law and regulation."

2-9   Interview, Witness:
          Date/Place: (b)(6); (b)(7)(C)

Exhibits: 9, 10

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) was interviewed. (b)(6); (b)(7)(C) reviewed (b)(6); (b)(7)(C) on (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

2-10   Communication: Communication: (b)(6); (b)(7)(C)
          Date: (b)(6); (b)(7)(C)

Exhibit: 11

The RA contacted (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) confirmed that (b)(6); (b)(7)(C) had been (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

2-11   Interview, Subject (b)(6); (b)(7)(C)
          Date/Place: (b)(6); (b)(7)(C)

Exhibits: 12, 13

On (b)(6); (b)(7)(C) FSA (b)(6); (b)(7)(C) was interviewed. (b)(6); (b)(7)(C) admitted to falsifying and submitting a Sick Leave request for (b)(6); on (b)(6); (b)(7)(C) when in fact, (b)(6); (b)(7)(C) said (b)(certified (b)(6 Time and Attendance for that time period on (b)(6); (b)(7)(C) further stated that on (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

PROSECUTIVE DETERMINATION/JUDICIAL PROCEEDINGS

3-1   On (b)(6); (b)(7)(C) this investigation was declined for prosecution by the United States Attorney's Office (b)(6); (b)(7)(C)

USDA

United States Department of Agriculture
OFFICE OF INSPECTOR GENERAL-INVESTIGATIONS
Midwest Region
Chicago, Illinois

REPORT OF INVESTIGATION

FILE NUMBER: Ch-0801-0054	**DATE:** (b)(6); (b)(7)(C)
TITLE: EMPLOYEE MISCONDUCT	(b)(6); (b)(7)(C)
CASE TYPE: Employee Misconduct False Statements	

SPECIAL AGENT: (b)(6); (b)(7)(C)

(b)(6)

APPROVED BY:

JOE N. SMITH
Special Agent-in-Charge

Distribution

1-Director (b)(6); (b)(7)(C)
1-Assistant Inspector General for Investigations, OIG
1-File

SYNOPSIS

This investigation was conducted to determine if [(b)(6); (b)(7)(C)] deliberately altered [(b)(6); (b)(7)(C)] or concealed information relating to [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] which occurred on or near the [(b)(6); (b)(7)(C)] on [(b)(6); (b)(7)(C)]

Investigation was initiated after our agency received a series of complaints alleging that [(b)(6); (b)(7)(C)]

The complaints contained detailed information alleging that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6);] [(b)(6); (b)(7)(C)] information from [(b)(6); (b)(7)(C)] because [(b)(6);] deemed the information [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] involved in the [(b)(6); (b)(7)(C)] investigation and reporting process were interviewed and provided sworn statements. These interviews and related sworn statements contained conflicting accounts of the rationale and purpose behind [(b)(6); (b)(7)(C)]

Investigation determined that information was removed from [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] stated the [(b)(6); [(b)(6); changes [(b)(6); (b)(7)(C)] because the [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] stated that [(b)(6); [(b)(6); [(b)(6); (b)(7)(C)] [(b)(6); to recall [(b)(6); (b)(7)(C)] because it contained [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

This investigation revealed significant discrepancies among the sworn statements in relation to comments and verbal statements made by [(b)(6); (b)(7)(C)] in this investigation. Based on these conflicting accounts and sworn statements, it is apparent that [(b)(6); (b)(7)(C)] interviewed during the course of this investigation did not provide [(b)(6); (b)(7)(C)]

Title 18 United States Code (USC) 1001 – False Statements

During [(b)(6); (b)(7)(C)] our agency received an anonymous complaint (Exhibit 1) in the form of a [(b)(6); (b)(7)(C)] The complaint alleged that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] to remove information from [(b)(6); (b)(7)(C)] because [(b)(6)] felt [(b)(6); (b)(7)(C)] The complaint alleged, in pertinent part:

[(b)(6); (b)(7)(C)]

During [(b)(6); (b)(7)(C)] our agency received a second [(b)(6); (b)(7)(C)] complaint (Exhibit 2) regarding the alleged actions of [(b)(6); (b)(7)(C)] in respect to [(b)(6); (b)(7)(C)] This complaint was prepared by [(b)(6); (b)(7)(C)] and address allegations of misconduct against [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] The complaint asserted that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] to [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] because [(b)(6); (b)(7)(C)] The complaint alleged, in pertinent part:

[(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] Reporting Agent (RA) interviewed [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] responded [(b)(6); (b)(7)(C)] which occurred [(b)(6); (b)(7)(C)] on [(b)(6); (b)(7)(C)] generated the [(b)(6); (b)(7)(C)] regarding the [(b)(6); (b)(7)(C)] and provided RA with [(b)(6); (b)(7)(C)] advised RA that [(b)(6); (b)(7)(C)] made changes to [(b)(6); (b)(7)(C)] based on [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] executed a sworn statement (Exhibit 6), during which [(b)(6)] affirmed the following, in pertinent part:

[Redacted: (b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] RA interviewed [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] was assigned [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] executed a sworn statement (Exhibit 7), during which [(b)(6)] affirmed the following, in pertinent part:

[Redacted: (b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] RA interviewed [(b)(6); (b)(7)(C)] is the [(b)(6); (b)(7)(C)] prepared by [(b)(6); (b)(7)(C)] provided RA with [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] advised [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] were [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] also provided RA with a copy of [(b)(6); (b)(7)(C)] on [(b)(6); (b)(7)(C)] (Exhibit 9). [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] and [(b)(6)] advised that [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] executed a sworn statement (Exhibit 10), during which [(b)(6)] affirmed the following, in pertinent part:

[(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] our agency received an anonymous hotline complaint concerning allegations of misconduct on the part of [(b)(6); (b)(7)(C)] (Exhibit 11). The complaint stated the following, in pertinent part:

" [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] "

On [(b)(6); (b)(7)(C)] RA interviewed [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] is aware of [(b)(6); (b)(7)(C)] denied [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] also denied [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] executed a sworn statement (Exhibit 12), during which [(b)(6)] affirmed the following, in pertinent part:

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) "

On (b)(6); (b)(7)(C) RA interviewed (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

first became familiar with the investigation (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) witnessed (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) also witnessed (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

executed a sworn statement (Exhibit 13), during which (b)(6) affirmed the following, in pertinent part:

"(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)   (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)   "...."

On (b)(6); (b)(7)(C) RA interviewed (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) is the (b)(6); (b)(7)(C) and was
involved in (b)(6); (b)(7)(C) by (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) executed a sworn statement (Exhibit 14), during which (b)(6
affirmed the following, in pertinent part:

(b)(6); (b)(7)(C)

* * * * *

-6-

UNITED STATES DEPARTMENT OF AGRICULTURE
Office of Inspector General - Investigations
Technical Crimes Division (TCD)

(b)(6); (b)(7)(C)

REPORT OF INVESTIGATION
2015-0037

On (b)(6); (b)(7)(C) Special Agent (b)(6); (b)(7)(C) submitted two laptop computers to the Technical Crimes Division (TCD), (b)(6); (b)(7)(C) and (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) serial number (b)(6); (b)(7)(C) was assigned barcode (b)(6); (b)(7)(C) laptop contained (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) was (b)(7)(E) assigned barcode (b)(6); (b)(7)(C) (b)(6); (b)(7)(C); (b)(7)(E)

(b)(6); (b)(7)(C) laptop, serial number (b)(6); (b)(7)(C) was assigned barcode (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) serial number (b)(6); (b)(7)(C) (b)(7)(E) (b)(7)(E) assigned barcode (b)(6); (b)(7)(C) (b)(7)(E) (b)(7)(E)

(b)(7)(E)

(b)(7)(E)

For the purposes of this report, adult pornography encompasses partially or fully nude photos of men or women where breasts and/or genitalia are exposed. Some pictures and/or movies depict graphic sexual content. Additionally, pictures of clothed men and women where the purpose may be that of sexual gratification are also included to demonstrate overall intent and pattern behavior.

Adult-only pornography is present on both laptops (b)(6); (b)(7)(C) user profile. Results from the forensic analysis of both computers are available for review in the (b)(7)(E)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) contains sexually explicit graphics (pictures) depicting only adults.

UNITED STATES DEPARTMENT OF AGRICULTURE
Office of Inspector General - Investigations
Technical Crimes Division (TCD)

[(b)(6); (b)(7)(C)]

Item [(b)(6); (b)(7)(C)] contains sexually explicit graphics (pictures) depicting only adults.

[(b)(7)(E)] were recovered from both laptops and are available for review [(b)(7)(E)]

[(b)(7)(E)]

The forensic analysis results from [(b)(6); (b)(7)(C)] are located [(b)(7)(E)]

[(b)(7)(E)]

The analysis of [(b)(6); (b)(7)(C)] determined the majority of the graphics from the following folders:

[(b)(6); (b)(7)(C); (b)(7)(E)]

[(b)(6); (b)(7)(C); (b)(7)(E)]

[(b)(7)(E)]

To review only [(b)(6); (b)(7)(C)] open the folder [(b)(6); (b)(7)(C); (b)(7)(E)]
[(b)(6); (b)(7)(C); (b)(7)(E)]

[(b)(7)(E)]

No adult pornography or other artifacts related to adult pornography were found within any other user account on the system, i.e. [(b)(6); (b)(7)(C); (b)(7)(E)]
[(b)(6); (b)(7)(C); (b)(7)(E)]

[(b)(6); (b)(7)(C); (b)(7)(E)]

(b)(6); (b)(7)(C)

(b)(7)(E)

The person using the (b)(6); (b)(7)(C) user account utilized (b)(6); (b)(7)(C); (b)(7)(E)

(b)(6); (b)(7)(C); (b)(7)(E)

(b)(6); (b)(7)(C); (b)(7)(E)

(b)(6); (b)(7)(C); (b)(7)(E)

(b)(7)(E)

(b)(7)(E)

(b)(7)(E)

(b)(7)(E)

(b)(7)(E)

UNITED STATES DEPARTMENT OF AGRICULTURE
Office of Inspector General - Investigations
Technical Crimes Division (TCD)

(b)(6); (b)(7)(C)

The results of the examination associated to the (b)(6); (b)(7)(C) laptop are located in folder (b)(6); (b)(7)(C); (b)(7)(E)

The results of the forensics analysis are available for review in the folder. (b)(6); (b)(7)(C); (b)(7)(E)

(b)(6); (b)(7)(C); (b)(7)(E)

The analysis of (b)(6); (b)(7)(C) in following folders:

(b)(6); (b)(7)(C); (b)(7)(E)

(b)(6); (b)(7)(C); (b)(7)(E)

(b)(6); (b)(7)(C); (b)(7)(E)

(b)(6); (b)(7)(C); (b)(7)(E)

(b)(6); (b)(7)(C); (b)(7)(E)

(b)(6); (b)(7)(C); (b)(7)(E)

(b)(6); (b)(7)(C); (b)(7)(E)

To review the (b)(6); (b)(7)(C); (b)(7)(E)
(b)(6); (b)(7)(C); (b)(7)(E) located in the folder
(b)(6); (b)(7)(C); (b)(7)(E)

UNITED STATES DEPARTMENT OF AGRICULTURE
Office of Inspector General - Investigations
Technical Crimes Division (TCD)

(b)(6); (b)(7)(C)

To review only (b)(6); (b)(7)(C) folder (b)(6); (b)(7)(C); (b)(7)(E)
(b)(6); (b)(7)(C); (b)(7)(E)

(b)(6); (b)(7)(C); (b)(7)(E)

No adult pornography or other artifacts related to adult pornography were found associated to any other user accounts on the system: (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

There is evidence the user of the (b)(6); (b)(7)(C) profile (b)(6); (b)(7)(C); (b)(7)(E)
(b)(6); (b)(7)(C); (b)(7)(E)

The person using the (b)(6); (b)(7)(C) user account (b)(6); (b)(7)(C); (b)(7)(E)

(b)(7)(E)

Internet history specific to the (b)(6); (b)(7)(C) profile can be found in the (b)(6); (b)(7)(C); (b)(7)(E)
(b)(6); (b)(7)(C); (b)(7)(E) This report is located in (b)(6); (b)(7)(C); (b)(7)(E)
(b)(6); (b)(7)(C); The entries contained therein depict the actions of the user after logging into the user profile (b)(6); (b)(7)(C) (b)(7)(E)
(b)(7)(E)

The Legal Banner displayed when a user signs on to a government computer is available for review. (b)(6); (b)(7)(C); (b)(7)(E)
(b)(6); (b)(7)(C); (b)(7)(E)

All recovered pornographic pictures are copied to (b)(7)(E)
(b)(7)(E)

(b)(7)(E)

UNITED STATES DEPARTMENT OF AGRICULTURE
Office of Inspector General - Investigations
Technical Crimes Division (TCD)

(b)(6); (b)(7)(C)

(b)(7)(E)

Nothing Further;

(b)(6); (b)(7)(C)

United States Department of Agriculture
Office of Inspector General
Technical Crimes Division

(b)(6); (b)(7)(C)

USDA

REPORT OF INVESTIGATION

FILE NUMBER: HY-0201-0224   **DATE:** (b)(6); (b)(7)(C)

TITLE: (b)(6); (b)(7)(C)

CASE TYPE: Personnel

SPECIAL AGENT: (b)(6); (b)(7)(C)

APPROVED BY: (b)(6)

WILLIAM G. SQUIRES, JR.
Special Agent-in-Charge

Distribution:

1 – Associate Deputy Administrator, Administrative and
    Financial Management, ARS, Beltsville, MD
1 - Assistant Inspector General for Investigations, OIG
1 – File

SYNOPSIS

This investigation was conducted jointly with the [(b)(6); (b)(7)(C)] Office of Inspector General [(b)(6)] OIG) after information was received from the United States Department of Agriculture (USDA), Agriculture Research Service (ARS), [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] that employee [(b)(6); (b)(7)(C)] provided false information to the [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] to receive child care subsidy benefits.

18 United States Code 1001 –FALSE STATEMENTS

DETAILS

The Reporting Agent was contacted by Special Agent [(b)(6); (b)(7)(C)] OIG, who was conducting an investigation into [(b)(6); (b)(7)(C)] for suspected [(b)(6); (b)(7)(C)] to [(b)(6); (b)(7)(C)] in order to qualify for child care benefits. During the course of [(b)(6); (b)(7)(C)] investigation it was determined that for the time period [(b)(6); (b)(7)(C)] received [(b)(6); (b)(7)(C)] in benefits from [(b)(6); (b)(7)(C)] in which [(b)(6)] was not entitled. SA [(b)(6); (b)(7)(C)] provided [(b)(6)] Report of Investigation which disclosed that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] enabling [(b)(6)] to receive [(b)(6); (b)(7)(C)] benefits in which [(b)(6)] was not entitled (Exhibit 1). In addition, SA [(b)(6); (b)(7)(C)] investigation disclosed that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] to receive these [(b)(6); (b)(7)(C)] child care subsidy benefits.

On [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] ARS, [(b)(6); (b)(7)(C)] and [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] ARS, were interviewed and provided the following information:

[(b)(6); (b)(7)(C)] employed as [(b)(6); (b)(7)(C)] with ARS since approximately [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] In [(b)(6); (b)(7)(C)] was contacted by [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] The purpose of the contact was to verify [(b)(6); (b)(7)(C)] employment. [(b)(6); (b)(7)(C)] explained that [(b)(6); (b)(7)(C)] for child care subsidy benefits with [(b)(6); (b)(7)(C)] and [(b)(6); (b)(7)(C)] employment information needed to be verified. The information provided by [(b)(6); (b)(7)(C)] was contained on [(b)(6); (b)(7)(C)] dated [(b)(6); (b)(7)(C)] (Exhibit 2). During the phone call, discrepancies were identified. Specifically, [(b)(6); (b)(7)(C)] had [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] In addition, [(b)(6); (b)(7)(C)] provided Statements of Earnings and Leave, Form AD-334, to [(b)(6); (b)(7)(C)] for pay periods [(b)(6); (b)(7)(C)] which showed [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] stated that [(b)(6); (b)(7)(C)] is employed at ARS as [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] confirmed that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] and provided a Statement of Earnings and Leave for pay period [(b)(6)] which reflect [(b)(6); (b)(7)(C)]

In an interview conducted by SA [(b)(6); (b)(7)(C)] admitted [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] stated [(b)(6); (b)(7)(C)] believed it was to [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] thought [(b)(6); (b)(7)(C)] was [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] issued a Letter of Proposal for Termination to [(b)(6); (b)(7)(C)] (Exhibit 9). In the letter [(b)(6); (b)(7)(C)] is charged with [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] resignation to [(b)(6); (b)(7)(C)] official resignation date was [(b)(6); (b)(7)(C)]

Assistant United States Attorney [(b)(6); (b)(7)(C)] United States Attorney's Office, [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] declined this case for prosecution. The [(b)(6); (b)(7)(C)] District Attorney's Office accepted the case for prosecution and assigned it to ADA [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] As a result of the investigation, [(b)(6); (b)(7)(C)] was charged [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

An agreement was reached between the [(b)(6); (b)(7)(C)] District Attorney's Office and [(b)(6); (b)(7)(C)] which would require [(b)(6); (b)(7)] to pay full restitution in the amount of [(b)(6); (b)(7)(C)] and serve [(b)(6); (b)(7)(C)] probation. This agreement was part of the Diversion Program for first time offenders.

* * * * *

USDA

UNITED STATES DEPARTMENT OF AGRICULTURE
OFFICE OF INSPECTOR GENERAL-INVESTIGATIONS
Northeast Region
New York, New York

OIG

REPORT OF INVESTIGATION

FILE NUMBER: HY-5801-0011   **DATE:** (b)(6), (b)(7)(C)

TITLE: (b)(6), (b)(7)(C)

CASE TYPE: Prohibited Political Activity

SPECIAL AGENT: (b)(6), (b)(7)(C)

APPROVED BY (b)(6)

WILLIAM G. SQUIRES JR
Special Agent-in-Charge

Distribution:

1 – Chief Human Capital Officer, OHRM, Washington, DC
1 – Assistant Inspector General, Investigations, OIG, Washington, DC
1 – Special Agent-in-Charge, Investigations, New York, NY

SYNOPSIS

This investigation was conducted in response to the Federal Bureau of Investigation's (FBI) request for assistance in investigating allegations that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] United States Department of Agriculture (USDA), allegedly violated the Hatch Act by [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] USDA, to contribute financially to [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] allegedly threatened [(b)(6); (b)(7)(C)] contribute to [(b)(6); (b)(7)(C)] There were also allegations that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] USDA, encouraged [(b)(6); (b)(7)(C)] to contribute to [(b)(6); (b)(7)(C)] There were additional allegations that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] USDA [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(] [(b)(6); (b)(7)(] [(b)(6); (b)(7)(C)]

Our investigation was unable to substantiate the allegations. None of the USDA employees interviewed witnessed anyone contributing to, or soliciting donations for [(b)(6); (b)(7)(C)] during official duty hours or while on government property.

[(b)(6); (b)(7)(C)] was interviewed [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] stated that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] any USDA employees [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] was interviewed and stated that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] inside or outside the workplace.

[(b)(6); (b)(7)(C)] was interviewed and stated that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] government office space.

The United States Attorney's Office representing the [(b)(6); (b)(7)(C)] initially accepted this case for prosecution but subsequently closed it due to lack of evidence.

DETAILS

On [(b)(6); (b)(7)(C)] was interviewed (Exhibit 1) and provided the following statement:

During the [(b)(6); (b)(7)(C)] advised [(b)(6); (b)(7)(C)] that [(b)(6)] intended to [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(] [(b)(6); (b)(7)(C)] asked [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] and suggested that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] Shortly after this conversation, there was [(b)(6); (b)(7)(C)] told [(b)(6); (b)(7)(C)] about [(b)(6); (b)(7)(C)] discussion with [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] asked [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] told [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] approached [(b)(6); (b)(7)(C)] regarding [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] suggested [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] On [(b)(6); (b)(7)(C)] saw [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] Shortly after [(b)(6); (b)(7)(C)] then [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); [(b)(6); (b)(7)(C)] made the comment [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] This statement [(b)(6); (b)(7)(C)] [(b)(6); [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] USDA.

Reporting Agent (RA) obtained and reviewed emails from [(b)(6); (b)(7)(C)] work computer (Exhibit 2). None of the emails contained any mention of [(b)(6); (b)(7)(C)]

RA interviewed [(b)(6); (b)(7)(C)] USDA employees (Exhibit 3) [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] None of the employees interviewed were ever approached by [(b)(6); (b)(7)(C)] or any other employee to contribute to [(b)(6); (b)(7)(C)] None of the employees interviewed ever contributed to [(b)(6); (b)(7)(C)] or were asked to contribute to [(b)(6); (b)(7)(C)] None of the employees interviewed were aware of anyone contributing to, or soliciting donations for [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] was interviewed on [(b)(6); (b)(7)(C)] (Exhibit 4) and provided the following statement:

[(b)(6); (b)(7)(C)] has never provided, contributed, or donated any money towards [(b)(6); (b)(7)(C)] while at work. [(b)(6); (b)(7)(C)] has never had discussions with [(b)(6); (b)(7)(C)] at USDA, regarding [(b)(6); (b)(7)(C)] and has never been asked by any USDA employee to contribute or donate towards [(b)(6); (b)(7)(C)] In [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] was interviewed on [(b)(6); (b)(7)(C)] (Exhibit 5) and stated the following:

[(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] never suggested to any [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] was interviewed on [(b)(6); (b)(7)(C)] (Exhibit 6) and provided the following statement:

[(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C] in the past. [(b)(6); (b)(7)(C)] is not aware of [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C] [(b)(6); (b)(7)(C)] has never asked a USDA employee [(b)(6); (b)(7)(C)] After [(b)(6); (b)(7)(C)] last performance appraisal period. [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] Most employees

[(b)(6); (b)(7)(C)] Several [(b)(6); (b)(7)(C)] ago, [(b)(6); (b)(7)(C)] had a conversation [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] never received [(b)(6); (b)(7)(C)] from [(b)(6); (b)(7)(C)]

RA reviewed the [(b)(6); (b)(7)(C)] (Exhibit 7). [(b)(6); (b)(7)(C)]

***Evidence was obtained during this investigation that cannot be displayed in this report.

PROSECUTIVE DETERMINATION

The investigation was discussed with the United States Attorney's Office representing the [(b)(6); (b)(7)(C)] who initially accepted this case for prosecution but subsequently closed it due to lack of evidence.

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USDA

UNITED STATES DEPARTMENT OF AGRICULTURE
OFFICE OF INSPECTOR GENERAL-INVESTIGATIONS
Northeast Region
New York, New York

REPORT OF INVESTIGATION

FILE NUMBER: HY-2401-0136   **DATE:** (b)(6); (b)(7)(C)

TITLE: (b)(6); (b)(7)(C)

CASE TYPE: Employee Misconduct

SPECIAL AGENT: (b)(6); (b)(7)(C)

APPROVED BY: (b)(6)

WILLIAM G. SQUIRES, JR.
Special Agent-in-Charge

Distribution:

1 - Assistant Administrator (b)(6); (b)(7)(C)   (b)(6); (b)(7)(C)
1 - Assistant Inspector General for Investigations, OIG
1 - File

SYNOPSIS

This investigation was initiated in response to allegations that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] United States Department of Agriculture (USDA), used a government issued computer to view adult pornography and other inappropriate photographic material. This case was worked jointly with [(b)(6); (b)(7)(C)]

The investigation disclosed that adult pornography images had been viewed on [(b)(6); (b)(7)(C)] government issued laptop computer on [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

DETAILS

In [(b)(6); (b)(7)(C)] The Office of Inspector General (OIG) received information from [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] USDA, regarding [(b)(6); (b)(7)(C)] misusing [(b)(6); (b)(7)(C)] government issued computer by using it to view adult pornography and other inappropriate photographic material. [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] completed a forensic analysis of the government issued computer assigned to [(b)(6); (b)(7)(C)] which showed in part the following (Exhibit 1):

From [(b)(6); (b)(7)(C)] accessed over [(b)(6); (b)(7)(C)] adult images and [(b)(6); (b)(7)(C)] assigned government computer in violation of USDA and [(b)(6); (b)(7)(C)] computer use policies. [(b)(6); (b)(7)(C)] spent over [(b)(6); (b)(7)(C)] accessing and viewing the prohibited material during [(b)(6); (b)(7)(C)] This prohibited material included adult images and adult websites.

A review of [(b)(6); (b)(7)(C)] Training Records showed that on [(b)(6); (b)(7)(C)] and [(b)(6); (b)(7)(C)] had received mandatory training, specifically, USDA Information Security Awareness Training (Exhibit 2).

On [(b)(6); (b)(7)(C)] OIG investigators interviewed [(b)(6); (b)(7)(C)] regarding the above mentioned allegations. In a signed sworn statement [(b)(6); (b)(7)(C)] stated in part the following (Exhibit 3):

During the time period [(b)(6); (b)(7)(C)] did use [(b)(6)] government issued computer to view approximately [(b)(6); (b)(7)(C)] inappropriate adult images from unauthorized government websites which is a violation of USDA policy specifically pertaining to employee use of government computers. [(b)(6)] did view these images [(b)(6); (b)(7)(C)] USDA office on [(b)(6)] USDA issued computer at [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] typically would review these images [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] USDA [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] USDA [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] was solely responsibility for any inappropriate images that were viewed, to include both pictures and videos that have been identified on [(b)(6); (b)(7)(C)] USDA issued computer.

On [(b)(6); (b)(7)(C)] provided a letter of resignation, resigning from [(b)(6); (b)(7)] position with [(b)(6); (b)(7)(C)] effective [(b)(6); (b)(7)(C)] (Exhibit 4).

The facts in this investigation disclosed no evidence to warrant a criminal prosecution.

*   *   *   *   *

USDA

UNITED STATES DEPARTMENT OF AGRICULTURE
OFFICE OF INSPECTOR GENERAL-INVESTIGATIONS
Northeast Region
New York, NY

REPORT OF INVESTIGATION

FILE NUMBER: HY-3301-0120   **DATE:** (b)(6), (b)(7)(C)

TITLE: (b)(6), (b)(7)(C)

CASE TYPE: Personnel Misconduct

SPECIAL AGENT: (b)(6), (b)(7)(C)

APPROVED BY: (b)(6)

WILLIAM G. SQUIRES, JR.
Special Agent-in-Charge

Distribution:

1 - Deputy Administrator for Marketing and Regulatory Programs Business Services, APHIS
1 - Assistant Inspector General, Investigations, OIG, Washington, DC
1 - Special Agent-in-Charge, OIG, Investigations, New York, New York

Title Continued

(b)(6); (b)(7)(C)

SYNOPSIS

The United States Department of Agriculture (USDA), Animal and Plant Health Inspection Service (APHIS), Administrative Investigations and Compliance Branch contacted the Office of Inspector General regarding the (b)(6); (b)(7)(C) by (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) who is employed as (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) office in (b)(6); (b)(7)(C) had (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) APHIS from (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) against office policy. (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

On (b)(6); (b)(7)(C) began (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) APHIS. (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) APHIS (b)(6); (b)(7)(C) USDA. (b)(6); (b)(7)(C) through (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

As a result of the mismanagement (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) APHIS office (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) APHIS (b)(6); (b)(7)(C) through (b)(6); (b)(7)(C)

DETAILS

(b)(6); (b)(7)(C) the USDA discovered (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) From (b)(6); (b)(7)(C) to the present, APHIS has (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) is the (b)(6); (b)(7)(C) office. (b)(6); (b)(7)(C) is not required to (b)(6); (b)(7)(C) is not assigned (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) is assigned (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) receives (b)(6); (b)(7)(C) is responsible for (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) was hired on (b)(6); (b)(7)(C) office, during which time (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

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On [(b)(6); (b)(7)(C)] applied [(b)(6); (b)(7)(C)] USDA-APHIS [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] office located at [(b)(6); (b)(7)(C)] The account listed

[(b)(6); (b)(7)(C)]

On this [(b)(6); (b)(7)(C)] listed [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] On [(b)(6); (b)(7)(C)] the office received [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] assigned to [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] In or around [(b)(6); (b)(7)(C)] was added to account

[(b)(6); (b)(7)(C)] Correspondence dated [(b)(6); (b)(7)(C)] shows

that [(b)(6); (b)(7)(C)] was assigned to [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] began [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] at various times [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] connects [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] was utilized through

[(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] began [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] at approximately [(b)(6); (b)(7)(C)]

was utilized through [(b)(6); (b)(7)(C)] for [(b)(6); (b)(7)(C)]

Prior to these dates, [(b)(6); (b)(7)(C)] showed [(b)(6); (b)(7)(C)] through [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] USDA-APHIS [(b)(6); (b)(7)(C)]

was interviewed and substantially stated the following (Exhibit 5):

[(b)(6); (b)(7)(C)] office covered [(b)(6); (b)(7)(C)] prior to

[(b)(6); (b)(7)(C)] In [(b)(6); (b)(7)(C)] the office [(b)(6); (b)(7)(C)] specifically

the area [(b)(6); (b)(7)(C)]

Agent's Note: In order to perform their work, the employees at the USDA-APHIS [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] office [(b)(6); (b)(7)(C)]

use the [(b)(6); (b)(7)(C)]

In [(b)(6); (b)(7)(C)] the office [(b)(6); (b)(7)(C)]

informed [(b)(6)] that after [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] being

used for [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] was being used [(b)(6); (b)(7)(C)]

and [(b)(6); (b)(7)(C)] believed this [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]

Agent's Note: [(b)(6); (b)(7)(C)] prepared a detailed statement prior to the interview (Exhibit 6); [(b)(6); (b)(7)(] references this statement in [(b)(6)] interview.

On [(b)(6); (b)(7)(C)] observed [(b)(6); (b)(7)(C)] in the area [(b)(6); (b)(7)(C)] believed [(b)(6); (b)(7)(C)] informed [(b)(6); (b)(7)(C)] that [(b)(6); (b)(7)(C)] were [(b)(6); (b)(7)(] from the office, and that [(b)(6); (b)(7)(C)] had seen [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] retrieved [(b)(6); (b)(7)(C)] and [(b)(6); (b)(7)(C)] confirmed that it [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] statement [(b)(6); (b)(7)(C)] in which [(b)(6); (b)(7)(] substantially stated the following (Exhibit 7):

[(b)(6); (b)(7)(C)] provided [(b)(6); (b)(7)(C)] to use [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] provided [(b)(6); (b)(7)(C)] was in [(b)(6); (b)(7)(C)] USDA-APHIS [(b)(6); (b)(7)(C)] provided [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] for use during [(b)(6); (b)(7)(C)] the office during government time. In addition, [(b)(6); (b)(7)(C)] APHIS [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] in [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] USDA-APHIS [(b)(6); (b)(7)(C)] was interviewed and substantially stated the following (Exhibit 8):

[(b)(6)] was the [(b)(6); (b)(7)(C)] between [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] During this time, [(b)(6); (b)(7)(C)] assigned [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] not authorized [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] not assigned [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] was interviewed and substantially stated the following (Exhibit 9):

As per program policy, [(b)(6); (b)(7)(C)] were authorized for [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] was assigned [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

[(b)(6);] authorized [(b)(6); (b)(7)(C)] to use [(b)(6); (b)(7)(C)] never for [(b)(6); (b)(7)(C)] The only reason [(b)(6); (b)(7)(C)] would be authorized

to use [(b)(6); (b)(7)(C)] was if [(b)(6); (b)(7)(C)] using it [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] submitted [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] was to take place between [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] requested [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

Agent's Note: Despite [(b)(6); (b)(7)(C)] claim that [(b)(6); (b)(7)(C)] authorized [(b)(6); (b)(7)(C)] to use [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] does not show [(b)(6); (b)(7)(C)] during the time period [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] Additionally, there is no record of [(b)(6);

[(b)(6); (b)(7)(C)] during this time period for [(b)(6); (b)(7)(C)]

USDA-APHIS-[(b)(6); (b)(7)(C)] office.

In [(b)(6); (b)(7)(C)] was utilized for [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] often occurred [(b)(6); (b)(7)(C)]

Agent's Note: [(b)(6); (b)(7)(C)] is located [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

In [(b)(6); (b)(7)(C)] was utilized [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] usually occurred on [(b)(6); (b)(7)(C)] On [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] utilizing the [(b)(6); (b)(7)(C)]

Agent's Note: According to [(b)(6); (b)(7)(C)] during this time [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] which is located [(b)(6); (b)(7)(C)]

In addition to [(b)(6); (b)(7)(C)] the USDA-APHIS [(b)(6); (b)(7)(C)] office had [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] accounts:

Account [(b)(6); (b)(7)(C)] which listed [(b)(6); (b)(7)(C)] and which, according to [(b)(6); (b)(7)(C)] utilized through [(b)(6); (b)(7)(C)]

Account [(b)(6); (b)(7)(C)] which listed [(b)(6); (b)(7)(C)] and had [(b)(6); (b)(7)(C)] utilized through [(b)(6); (b)(7)(C)]

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Due to multiple [(b)(6); (b)(7)(C)] account [(b)(6); (b)(7)(C)] A total of [(b)(6); (b)(7)(C)] according to the [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] listed [(b)(6); (b)(7)(C)] between [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] A total of [(b)(6); (b)(7)(C)]
associated with [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] listed [(b)(6); (b)(7)(C)] between [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] at the
time of [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] listed [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] at the time of [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] A total of [(b)(6); (b)(7)(C)] associated with [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] collected [(b)(6); (b)(7)(C)] from under [(b)(6); (b)(7)(C)] after
[(b)(6); (b)(7)(C)] In the [(b)(6); (b)(7)(C)] discovered [(b)(6); (b)(7)(C)] from [(b)(6); (b)(7)(C)] which are not
[(b)(6); (b)(7)(C)] total [(b)(6); (b)(7)(C)] in [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] at the time of [(b)(6); (b)(7)(C)]

It was [(b)(6); (b)(7)(C)] responsibility to [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] were a result of [(b)(6); (b)(7)(C)] and based on [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] In total, the USDA-APHIS [(b)(6); (b)(7)(C)] office [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] which are currently [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] which were [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] was interviewed regarding the [(b)(6); (b)(7)(C)] On [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] substantially stated the following (Exhibit 17):

[(b)(6)] works for [(b)(6); (b)(7)(C)] located at [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] as a [(b)(6); (b)(7)(C)] is
responsible for [(b)(6); (b)(7)(C)] to work
every day [(b)(6); (b)(7)(C)] received a
[(b)(6); (b)(7)(C)] was authorized to [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] work [(b)(6); (b)(7)(C)] gave the [(b)(6); (b)(7)(C)]
because [(b)(6)] position at the time involved [(b)(6); (b)(7)(C)] and because [(b)( ] had
[(b)(6); (b)(7)(C)] about the [(b)(6); (b)(7)(C)] does not recall [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] While using the [(b)(6); (b)(7)(C)] received [(b)(6); (b)(7)(C)] which [(b)(6)]
[(b)(6); (b)(7)(C)] never told [(b)(6); (b)(7)(C)] When [(b)(6); (b)(7)(C)] changed
[(b)(6); (b)(7)(C)] does not recall [(b)(6); (b)(7)(C)]

(b)(6); (b)(7)(C) current (b)(6); (b)(7)(C) does not recall (b)(6); (b)(7)(C) from the (b)(6); (b)(7)(C)

Agent's Note: (b)(6); (b)(7)(C) is actually named (b)(6); (b)(7)(C)

On (b)(6); (b)(7)(C) substantially stated the following (Exhibit 18):

(b)(6); (b)(7)(C) known as (b)(6); (b)(7)(C) has worked for (b)(6); (b)(7)(C) for (b)(6); (b)(7)(C) changed (b)(6); (b)(7)(C) but there was no change (b)(6); (b)(7)(C) It went from (b)(6); (b)(7)(C) to its (b)(6); (b)(7)(C) has daily access (b)(6); (b)(7)(C) as part of (b)(6); (b)(7)(C) is not (b)(6); (b)(7)(C) that prepares (b)(6); (b)(7)(C) has a (b)(6); (b)(7)(C) that employees are (b)(6); (b)(7)(C) are not allowed to (b)(6); (b)(7)(C) never issued (b)(6); (b)(7)(C) The only (b)(6); (b)(7)(C) used (b)(6); (b)(7)(C) located in (b)(6); (b)(7)(C) retrieved by (b)(6); (b)(7)(C) are given (b)(6); (b)(7)(C) Neither (b)(6); (b)(7)(C) nor (b)(6); (b)(7)(C) gave (b)(6); (b)(7)(C)

On (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) and (b)(6); (b)(7)(C) substantially stated the following (Exhibit 19):

On (b)(6); (b)(7)(C) completed an (b)(6); (b)(7)(C) after observing (b)(6); (b)(7)(C) from a (b)(6); (b)(7)(C) place it (b)(6); (b)(7)(C) As per (b)(6); (b)(7)(C) results in (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) was not (b)(6); (b)(7)(C) but (b)(6); (b)(7)(C) to report to (b)(6); (b)(7)(C) on (b)(6); (b)(7)(C) has (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) for (b)(6); (b)(7)(C) and another for (b)(6); (b)(7)(C) signed (b)(6); (b)(7)(C) acknowledging (b)(6); (b)(7)(C) and acknowledging (b)(6); (b)(7)(C) policy.

Sometime during the (b)(6); (b)(7)(C) told (b)(6); (b)(7)(C) that (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) asked (b)(6); (b)(7)(C) about (b)(6); (b)(7)(C) told this to (b)(6); (b)(7)(C) and asked for (b)(6); (b)(7)(C) told (b)(6); (b)(7)(C) that (b)(6); (b)(7)(C) got the (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

[(b)(6); (b)(7)(C)] worked for [(b)(6); (b)(7)(C)] since the [(b)(6); (b)(7)(C)] was a [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] and then a [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] stated that [(b)(6); (b)(7)(C)] would never [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] was not [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] is [(b)(6); (b)(7)(C)] and [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] has held this position for [(b)(6); (b)(7)(C)] and [(b)(6); (b)(7)(C)] for [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] There was no [(b)(6); (b)(7)(C)] change when [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] was [(b)(6); (b)(7)(C)] due to [(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] substantially stated the following (Exhibit 23):

[(b)(6); (b)(7)(C)] received [(b)(6); (b)(7)(C)] from [(b)(6); (b)(7)(C)] could not recall [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] complained [(b)(6); (b)(7)(C)] about [(b)(6); (b)(7)(C)] approximately [(b)(6); (b)(7)(C)] gave [(b)(6); (b)(7)(C)] did not say [(b)(6); (b)(7)(C)] received [(b)(6); (b)(7)(C)] When the [(b)(6); (b)(7)(C)] working [(b)(6); (b)(7)(C)] because [(b)(6); (b)(7)(C)] was no longer [(b)(6); (b)(7)(C)] did not know [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] took [(b)(6); (b)(7)(C)] because [(b)(6); (b)(7)(C)] was [(b)(6); (b)(7)(C)] to [(b)(6); (b)(7)(C)] without [(b)(6); (b)(7)(C)]

Agent's Note: [(b)(6); (b)(7)(C)] stated that [(b)(6); (b)(7)(C)] and that [(b)(6); (b)(7)(C)] tried to [(b)(6); (b)(7)(C)] told [(b)(6); (b)(7)(C)] because the [(b)(6); (b)(7)(C)] did not want [(b)(6); (b)(7)(C)] evidence of [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] provided the preceding information.

Additional information was developed during the investigation which cannot be released pursuant to the secrecy requirements associated with rule 6e of the Federal Rules of Evidence.

JUDICIAL PROCEEDINGS

This matter has been accepted for criminal prosecution by the [(b)(6); (b)(7)(C)] Prosecutor's Office.

* * * * *

USDA

UNITED STATES DEPARTMENT OF AGRICULTURE
OFFICE OF INSPECTOR GENERAL-INVESTIGATIONS
Northeast Region
New York, New York

REPORT OF INVESTIGATION

FILE NUMBER:	HY-0701-0029	**DATE:**	(b)(6); (b)(7)(C)
TITLE:	(b)(6); (b)(7)(C)		
CASE TYPE:	Misconduct		

SPECIAL AGENT: (b)(6); (b)(7)(C)

APPROVED BY: (b)(6)

WILLIAM G. SQUIRES, JR.
Special Agent-in-Charge

Distribution:

    1 – Director, Compliance Security and Emergency Planning Division, FAS
    1 – Assistant Inspector General for Investigations, OIG
    1 – Special Agent-in-Charge, OIG, Investigations, New York, NY

SYNOPSIS

This investigation was initiated in response to allegations that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] Office of Chief Operating Officer (COO), Foreign Agricultural Service (FAS), used [(b)(6);] Government issued computer to [(b)(6); (b)(7)(C)] during official Government time [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

This investigation was unable to substantiate the [(b)(6); (b)(7)(C)] allegations. The investigation revealed that in [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] Government issued computer [(b)(6); (b)(7)(C)] during official Government time. Finally, the investigation revealed that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] after being interviewed by OIG.

[(b)(6); (b)(7)(C)] was interviewed and denied [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] further denied ever [(b)(6); (b)(7)(C)] while on official Government duty or on any Government property [(b)(6); (b)(7)(C)] further stated that since [(b)(6); (b)(7)(C)] USDA employees [(b)(6); (b)(7)(C)] on personal time. [(b)(6); (b)(7)(C)] admitted to [(b)(6); (b)(7)(C)] office with USDA [(b)(6); (b)(7)(C)] did not realize [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] was interviewed (Exhibit 1) by [(b)(6); (b)(7)(C)] USDA and stated:

[(b)(6); (b)(7)(C)] was known as [(b)(6); (b)(7)(C)] around the USDA [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] observed [(b)(6); (b)(7)(C)] on several occasions. Sometime in [(b)(6); (b)(7)(C)] observed [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] USDA [(b)(6); (b)(7)(C)] During a visit at [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] purchased with USDA funds, [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] did not actually see [(b)(6); (b)(7)(C)] office. However, [(b)(6);] saw [(b)(6); (b)(7)(C)] USDA [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

AGENT'S NOTE: Repeated attempts to locate and interview [(b)(6); (b)(7)(C)] were unsuccessful.

On [(b)(6); (b)(7)(C)] was interviewed (Exhibit 2) and stated:

[(b)(6); (b)(7)(C)] was employed as a [(b)(6); (b)(7)(C)] with the USDA Foreign Agricultural Service (FAS) in [(b)(6); (b)(7)(C)] and had been employed with [(b)(6); (b)(7)(C)] for approximately [(b)(6); (b)(7)(C)] During [(b)(6); (b)(7)(C)] career, [(b)(6); (b)(7)(C)] USDA [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] Government property while on official Government time, [(b)(6); (b)(7)(C)] USDA [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] using government property or facilities.

Sometime during the [(b)(6); (b)(7)(C)] at the request of [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] provided [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] In addition, [(b)(6); (b)(7)(C)] provided [(b)(6); (b)(7)(C)] regarding where to have [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] believes [(b)(6); (b)(7)(C)] information [(b)(6); (b)(7)(C)] provided to [(b)(6); (b)(7)(C)] When [(b)(6); (b)(7)(C)] confronted [(b)(6); (b)(7)(C)] about this suspicion [(b)(6); (b)(7)(C)] became agitated and upset. This incident ended [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] has never used [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] The last time [(b)(6); (b)(7)(C)] has never come to work [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] on Government property.

[(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] was upset that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] did not realize it was [(b)(6); (b)(7)(C)]

AGENT'S NOTE: Shortly after [(b)(6); (b)(7)(C)] interview with OIG, [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

Reporting Agent (RA) compared [(b)(6); (b)(7)(C)] provided [(b)(6); (b)(7)(C)] records maintained by the USDA National Finance Center (NFC) (Exhibit 4). The comparison revealed that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] NFC [(b)(6); (b)(7)(C)]

(b)(6); (b)(7)(C)

information provided by (b)(6); (b)(7)(C) and refute the information provided by (b)(6); (b)(7)(C) Consequently, this comparison appears to support the

PROSECUTIVE DETERMINATION

This matter was not presented to the (b)(6); (b)(7)(C) United States Attorney's Office because the criminal allegations were unsubstantiated and the complainant lacked credibility.

* * * * * *

USDA

UNITED STATES DEPARTMENT OF AGRICULTURE
OFFICE OF INSPECTOR GENERAL-INVESTIGATIONS
Northeast Region
New York, New York

OG

REPORT OF INVESTIGATION

FILE NUMBER: HY-2401-0133   **DATE:** (b)(6); (b)(7)(C)

TITLE: (b)(6); (b)(7)(C)

CASE TYPE: False Statements, Theft of Government Property

SPECIAL AGENT: (b)(6); (b)(7)(C)

APPROVED BY: (b)(6)

WILLIAM G. SQUIRES, JR.
Special Agent-in-Charge

Distribution:

1 - Assistant Administrator, Office of Program Evaluation, Enforcement, and Review,
    Food Safety and Inspection Services, Washington, DC
1 - Assistant Inspector General for Investigations, OIG
1 - File

SYNOPSIS

This investigation was initiated after information was received from the General Services Administration, Office of Inspector General (GSA-OIG), that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] Food Safety and Inspection Services (FSIS), United States Department of Agriculture (USDA), was using [(b)(6)] Wright Express (WEX) government issued fuel card to purchase gasoline for [(b)(6); (b)(7)(C)] Investigation disclosed that [(b)(6); (b)(7)(C)] did use [(b)(6)] WEX fuel card to purchase gasoline for [(b)(6); (b)(7)(C)]

18 United States Code § 1001 –FALSE STATEMENTS

18 United States Code § 641 – PUBLIC MONEY, PROPERTY OR RECORDS

On [(b)(6); (b)(7)(C)] the Reporting Agent (RA) was contacted by Special Agent (SA) [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] GSA-OIG, who provided the following information:

SA [(b)(6); (b)(7)(C)] is currently conducted an investigation referencing [(b)(6); (b)(7)(C)] SA [(b)(6); (b)(7)(C)] received information from [(b)(6); (b)(7)(C)] GSA Loss Prevention, who reviews GSA's WEX cards for potential fraud [(b)(6); (b)(7)(C)] forwarded information regarding WEX card number [(b)(6); (b)(7)(C)] to SA [(b)(6); (b)(7)(C)] due to the fact that the [(b)(6); (b)(7)(C)] and the amount of gas purchased was [(b)(6); (b)(7)(C)] SA [(b)(6); (b)(7)(C)] determined that the WEX card in question was issued to [(b)(6); (b)(7)(C)]

SA [(b)(6); (b)(7)(C)] provided a spreadsheet showing the WEX card usage for card number [(b)(6); (b)(7)(C)] for the time period [(b)(6); (b)(7)(C)] (Exhibit 1). A review of the spreadsheet shows [(b)(6); (b)(7)(C)] total transactions [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] In addition, [(b)(6); (b)(7)(C)] determined that the amount of gasoline purchased [(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] FSIS, was interviewed and provided the following information (Exhibit 2):

[(b)(6); (b)(7)(C)] is the [(b)(6); (b)(7)(C)] was contacted in [(b)(6); (b)(7)(C)] by [(b)(6); (b)(7)(C)] FSIS, regarding suspicious transaction activity with respect to [(b)(6); (b)(7)(C)] government issued WEX fuel card [(b)(6); (b)(7)(C)] advised that these discrepancies totaled approximately [(b)(6); (b)(7)(C)] in fuel charges [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] also advised that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] was interviewed by [(b)(6); (b)(7)(C)] and [(b)(6); (b)(7)(C)] via telephone to discuss the suspicious activity on the fuel card. [(b)(6); (b)(7)(C)] provided the explanation that a

- 1 -

[(b)(6); (b)(7)(C)]
fuel card and used it for [(b)(6); (b)(7)(C)]

At the conclusion of the interview, [(b)(6); (b)(7)(C)] provided a written statement (Exhibit 3) to [(b)(6); (b)(7)(C)] and [(b)(6); (b)(7)(C)] indicating [(b)(6); (b)(7)(C)] that had occurred on the card. [(b)(6); (b)(7)(C)] then spoke with [(b)(6); (b)(7)(C)] approximately [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] who related [(b)(6); (b)(7)(C)] explanation provided during the interview and no further action was taken in this matter.

On [(b)(6); (b)(7)(C)] was interviewed by the RA and SA [(b)(6); (b)(7)(C)] and provided the following in a signed sworn statement (Exhibit 4):

[(b)(6); (b)(7)(C)] has been [(b)(6); (b)(7)(C)] with FSIS since [(b)(6); (b)(7)(C)] is assigned [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] but [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]

[(b)(6)] is assigned [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] is only permitted [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] When working [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] uses [(b)(6)] WEX fuel card to purchase fuel for [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] keeps the WEX card [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] access to the card.

[(b)(6)] typically purchases gasoline [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] is only authorized [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] is neither required [(b)(6); (b)(7)(C)] nor obligated [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] when using [(b)(6)] WEX card.

In [(b)(6); (b)(7)(C)] was questioned by [(b)(6); (b)(7)(C)] and [(b)(6); (b)(7)(C)] regarding the unauthorized charges on [(b)(6); (b)(7)(C)] assigned WEX fuel card. [(b)(6); (b)(7)(C)] was shown a spreadsheet documenting the charges in question and asked to explain them. After reviewing the charges, [(b)(6)] advised [(b)(6); (b)(7)(C)] and [(b)(6); (b)(7)(C)] that [(b)(6)] had used the WEX fuel card [(b)(6); (b)(7)(C)] to fuel [(b)(6); (b)(7)(C)] advised them that [(b)(6); (b)(7)(C)] unauthorized charges on [(b)(6)] WEX fuel card.

[(b)(6); (b)(7)(C)] admitted to the RA and SA [(b)(6); (b)(7)(C)] to using [(b)(6); (b)(7)(C)] WEX fuel card to purchase fuel for [(b)(6); (b)(7)(C)] stated that [(b)(6)] had used the card at [(b)(6); (b)(7)(C)] advised that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] believes that [(b)(6)] purchased approximately [(b)(6); (b)(7)(C)] worth of gas [(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] the case was accepted for prosecution by Assistant United States Attorney [(b)(6); (b)(7)(C)]

* * * * *

USDA

UNITED STATES DEPARTMENT OF AGRICULTURE
OFFICE OF INSPECTOR GENERAL-INVESTIGATIONS
WESTERN REGION
SAN FRANCISCO, CALIFORNIA

REPORT OF INVESTIGATION

FILE NUMBER: SF-0301-0132		**DATE:** (b)(6); (b)(7)(C)
TITLE: (b)(6); (b)(7)(C)		
CASE TYPE: Misconduct		

SPECIAL AGENT: (b)(6); (b)(7)(C)

APPROVED BY: (b)(6)

L̸ORI C̸HAN
Special Agent-in-Charge

Distribution
1-State Executive Director, FSA, (b)(6); (b)(7)(C) (b)(6); (b)(7)(
1-AIG for Investigations, OIG
1-File

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not to be distributed outside your agency, nor duplicated, without
prior clearance from the Office of Inspector General, USDA.*

SYNOPSIS

This investigation was conducted to determine if (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) underreported (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) crop year (b)(6); (b)(7)(C) production to obtain crop disaster payments from the U.S. Department of Agriculture (USDA), Farm Service Agency (FSA) to which (b)(6) was not entitled. The investigation showed that (b)(6); (b)(7)(C) intentionally failed to report (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) crop year (b)(6); (b)(7)(C) production to FSA and falsified required records. Their actions resulted in (b)(6); (b)(7)(receipt of over (b)(6); (b)(7)(C) in USDA crop disaster benefits (b)(6); (b)(7)(C) not entitled to.

BACKGROUND

Crop Disaster Programs

The USDA, FSA administers and manages farm commodity, credit, conservation, disaster and loan programs as laid out by Congress through a network of federal, state, and county offices. State and county offices directly administer FSA programs. These offices certify farmers for farm programs and pay out farm subsidies and disaster payments to those farmer producers qualified to receive the benefits.

The FSA offers farmer producers disaster aid to facilitate recovery from crop losses caused by adverse weather related events. (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

2

The FSA [(b)(6); (b)(7)(C)] helps the USDA [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] FSA [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] FSA program [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] by the USDA.

[(b)(6); (b)(7)(C)]

Commercial [(b)(6); (b)(7)(C)] **Business**

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] for production the following year. [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] Harvest in these counties begins in [(b)(6); (b)(7)(C)] depending upon the weather. [(b)(6); (b)(7)(C)] season production period.

[(b)(6); (b)(7)(C)] anticipate all their production [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] Factors such as [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] losses claimed by a farmer producer.

[(b)(6); (b)(7)(C)]

3

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] is a [(b)(6); (b)(7)(C)] that [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] is a [(b)(6); (b)(7)(C)]

[(b)(4); (b)(6); (b)(7)(C)]

[(b)(4); (b)(6); (b)(7)(C)]

[(b)(4); (b)(6); (b)(7)(C)] Financing agreements

were made [(b)(4); (b)(6); (b)(7)(C)] related to [(b)(4); (b)(6); (b)(7)(C)]

[(b)(4); (b)(6); (b)(7)(C)]

[(b)(4); (b)(6); (b)(7)(C)] with the intent of [(b)(4); (b)(6); (b)(7)(C)]

[(b)(4); (b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

FSA personnel records showed that [(b)(6); (b)(7)(C)] was a federal employee. From [(b)(6); (b)(7)(C)] served as [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] was compensated by the USDA, FSA for [(b)(6);]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] met

[(b)(6); (b)(7)(C)] among other things; [(b)(6); (b)(7)(C)] FSA [(b)(6); (b)(7)(C)]

within the county, [(b)(6); (b)(7)(C)] involving [(b)(6); (b)(7)(C)] and ensure that

[(b)(6); (b)(7)(C)] and the [(b)(6); (b)(7)(C)] agency programs.

FSA farm program records showed [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] in the [(b)(6); (b)(7)(C)] area.

On [(b)(6); (b)(7)(C)] submitted [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] stated that [(b)(6); (b)(7)(C)] had

been [(b)(6); (b)(7)(C)] since [(b)(6); (b)(7)(C)]

was approved for FSA program purposes [(b)(6); (b)(7)(C)] on [(b)(6); (b)(7)(C)]

Based on the information submitted [(b)(6); (b)(7)(C)] determined [(b)(6); (b)(7)(C)] as

[(b)(6); (b)(7)(C)] with a maximum [(b)(6); (b)(7)(C)] limit on

disaster payments.

On [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] As a result of [(b)(6); (b)(7)(C)] on

[(b)(6); (b)(7)(C)] determined [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] for payment limitation purposes (Exhibit 6).

4

(b)(6); (b)(7)(C) records showed that (b)(6); (b)(7)(C) was (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) to (b)(6); (b)(7)(C) crop.

DETAILS

(b)(6); (b)(7)(C) **CROP YEAR** (b)(6); (b)(7)(C)

FSA records showed that on (b)(6); (b)(7)(C) on the (b)(6); (b)(7)(C) Crop Year Report of Acreage (ASCS-578) that (b)(6); (b)(7)(C) crop (b)(6); (b)(7)(C) was planted on (b)(4); (b)(6); (b)(7)(C) FSA records showed that (b)(6); (b)(7)(C) was located at (b)(6); (b)(7)(C) and owned by the (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) filed an (b)(6); (b)(7)(C) Farm Operating Plan (CCC-502U) to FSA for the (b)(6); program year on (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) that the (b)(6); (b)(7)(C) from (b)(6); The (b)(6); also (b)(4); (b)(6); (b)(7)(C) from the (b)(4); (b)(6); (b)(7)(C)

(b)(4); (b)(6); (b)(7)(C)

Also on (b)(6); (b)(7)(C) to FSA that (b)(4); (b)(6); (b)(7)(C) (b)(4); (b)(6); (b)(7)(C) (b)(4); (b)(6); (b)(7)(C) were planted (b)(4); (b)(6); (b)(7)(C) for crop year (b)(6); (b)(7)(C)

The investigation disclosed that (b)(6); (b)(7)(C) sold (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) records were obtained from (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) These records included a crop year (b)(6); (b)(7)(C) signed on (b)(6); (b)(7)(C) by (b)(6); (b)(7)(C) for (b)(4); (b)(6); (b)(4); (b)(6); (b)(7)(C) located at (b)(6); (b)(7)(C)

AGENT'S NOTE: None of the records obtained from (b)(6); (b)(7)(C) identified (b)(4); (b)(6); (b)(7)(C)

(b)(4); (b)(6); (b)(7)(C)

(b)(4); (b)(6); (b)(7)(C) issued (b)(6); (b)(7)(C) for the (b)(6); (b)(7)(C) crop year to (b)(6); (b)(7)(C) was examined (Exhibit 15). This permit showed (b)(6); (b)(7)(C) was (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) application. The permit showed (b)(6); (b)(7)(C) where (b)(6); (b)(7)(C) for the (b)(6); (b)(7)(C) crop year.

(b)(4); (b)(6); (b)(7)(C)

(b)(4); (b)(6); (b)(7)(C) that was planted to (b)(6); (b)(7)(C) This parcel was located on (b)(6); (b)(7)(C) of the permit (b)(4); (b)(6); (b)(7)(C)

(b)(4); (b)(6); (b)(7)(C) planted to

(b)(6); (b)(7)(C) and located on (b)(6); (b)(7)(C) of the permit was a (b)(4); (b)(6);

parcel (b)(6); (b)(7)(C) This parcel was also located on (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) and planted to (b)(6); (b)(7)(C)

FALSE, FICTITIOUS OR FRAUDULENT CLAIMS – TITLE 18 U.S.C. § 287

A. (b)(6); (b)(7)(C) **PROGRAM CLAIM**

On (b)(6); (b)(7)(C) applied for (b)(6); (b)(7)(C) coverage of its (b)(6); (b)(7)(C) crop year (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill) signed (b)(4); (b)(6); (b)(7)(C);

(b)(4); (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

On (b)(4); (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(4); (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

As a result of (b)(4); (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill) FSA (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) crop. (b)(6); (b)(7)(C) met (b)(6); (b)(7)(C) on (b)(6); (b)(7)(C) at the subject acreage (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) crop (b)(6); (b)(7)(C) documented the information provided by (b)(6); (b)(7)(C) regarding the acreage (b)(4); (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(4); (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

On (b)(6); (b)(7)(C) filed (b)(4); (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm

(b)(4); (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

FSA contracted (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill) crop year

(b)(6); (b)(7)(C) On (b)(6); (b)(7)(C) met with (b)(6); (b)(7)(C) at the subject acreage (b)(6); (b)(7)(C) crop.

(b)(4); (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

Minutes of [(b)(6); (b)(7)(C)] meeting held on [(b)(6); (b)(7)(C)] showed that [(b)(6); (b)(7)(C)]

[(b)(4); (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)]

[(b)(4); (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)] These [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] showed that [(b)(4); (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)]

this date (Exhibit 21).

AGENT'S NOTE: [(b)(6); (b)(7)(C)] served as [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] provided the following information regarding

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] stated in part:

In [(b)(6); (b)(7)(C)] discovered that [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] contacted

[(b)(6); (b)(7)(C)] to obtain

[(b)(6); (b)(7)(C)] information for [(b)(6); (b)(7)(C)] for use in [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] received records via [(b)(6); (b)(7)(C)] from

[(b)(6); (b)(7)(C)] evidence of [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] thought [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

informed [(b)(6); (b)(7)(C)]

production [(b)(6); (b)(7)(C)] This production information showed that

[(b)(4); (b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] verified the accuracy of the production information

provided by [(b)(6); (b)(7)(C)] On [(b)(6); (b)(7)(C)]

confirmed that [(b)(6); (b)(7)(C)] production information.

[(b)(6); (b)(7)(C)] (Exhibit 24)

stated in part:

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] guessed that [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

(b)(6) said (b)(6); (b)(7)(C) but (b)(6); (b)(7)(C) did not know to whom (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6) denied having any knowledge (b)(6); (b)(7)(C) to FSA on (b)(6); (b)(7)(C) After reviewing a copy of (b)(6); (b)(7)(C) thought (b)(6); (b)(7)(C) knew that (b)(6); (b)(7)(C) FSA. (b)(6); (b)(7)(C) said (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) stated that (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) said that (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) the FSA. (b)(6); (b)(7)(C) thought (b)(6); (b)(7)(C) was that of (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) did not recall (b)(6); (b)(7)(C) regarding a (b)(6); (b)(7)(C) information FSA (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) thought (b)(4); (b)(6); (b)(7)(C) (b)(6); crop year, (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) for the (b)(6); (b)(7)(C) crop year.

FSA based (b)(6); (b)(7)(C) provided by (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) On (b)(6); (b)(7)(C) FSA (b)(4); (b)(6); (b)(7)(C)

(b)(4); (b)(6); (b)(7)(C)

(b)(4); (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) required (b)(6); (b)(7)(C) to report (b)(6); (b)(7)(C) (b)(4); (b)(6); (b)(7)(C) production loss claim. (b)(6); (b)(7)(C) (b)(6) reporting (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) falsified (b)(6); crop loss claim. (b)(6); (b)(7)(C)

B. (b)(6); (b)(7)(C) **CLAIM**

(b)(6); (b)(7)(C) [Exhibit 22) also stated the following regarding (b)(6); (b)(7)(C)

In (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) for crop years (b)(6); (b)(7)(C) Producer (b)(6); (b)(7)(C)

required to (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) filed (b)(4); (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill) for crop

year (b)(4); (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

AGENT'S NOTE: The (b)(4); (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

On (b)(4); (b)(6); (b)(7)(C) reviewed (b)(4); (b)(6); (b)(7)(C)

(b)(4); (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) but (b)(6); (b)(7)(C)

on (b)(6); (b)(7)(C) The (b)(6); (b)(7)(C) information FSA

(b)(6); (b)(7)(C)

On (b)(6); (b)(7)(C) FSA (b)(6); (b)(7)(C)

(b)(4); (b)(6); (b)(7)(C)

(b)(4); (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) On the

(b)(6); (b)(7)(C) day (b)(4); (b)(6); (b)(7)(C)

(b)(4); (b)(6); (b)(7)(C)

C. UNDEREPORTED (b)(6); (b)(7)(C) **PRODUCTION**

In (b)(6); (b)(7)(C) FSA conducted (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) crop year (b)(6); (b)(7)(C) claim (b)(6); (b)(7)(C)

The purposes of (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

On [(b)(6); (b)(7)(C)] the [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] As a result, [(b)(6); (b)(7)(C)] FSA, contacted [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] requested [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] production data.

On [(b)(6); (b)(7)(C)] emailed [(b)(6); (b)(7)(C)] production totals for [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] for the [(b)(6); (b)(7)(C)] crop year [(b)(6);

[(b)(6); (b)(7)(C)] The production information showed that [(b)(6); (b)(7)(C)]

[(b)(4); (b)(6); (b)(7)(C)]

for crop year [(b)(4);] This production total was compared with the records provided by

[(b)(6); (b)(7)(C)] The comparison showed that

[(b)(4); (b)(6); (b)(7)(C)]

[(b)(4); (b)(6); (b)(7)(C)] crop year [(b)(4); (b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] (Exhibit 22) stated in part:

On [(b)(6); (b)(7)(C)] visited [(b)(6); (b)(7)(C)] FSA

Office to obtain a copy of [(b)(6);] production [(b)(6); (b)(7)(C)] asked

[(b)(6); (b)(7)(C)] production information [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] the production information [(b)(6); (b)(7)(C)] in

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] production information that

[(b)(6); (b)(7)(C)] At this meeting, [(b)(6);] asked [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] called [(b)(6); (b)(7)(C)]

left a voice message requesting crop year [(b)(6);] production information for

[(b)(6); (b)(7)(C)] also [(b)(6); (b)(7)(C)] request [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] production for [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] On [(b)(6); (b)(7)(C)] received [(b)(6);

[(b)(6); (b)(7)(C)]

information [(b)(6); (b)(7)(C)] on [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] (Exhibit 24) stated in part:

[(b)(6); (b)(7)(C)] send [(b)(6); (b)(7)(C)] dated [(b)(6); (b)(7)(C)] acknowledged

receiving [(b)(6); (b)(7)(C)] on [(b)(6); (b)(7)(C)] gave

[(b)(6); (b)(7)(C)] to respond. [(b)(6); (b)(7)(C)] told [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

D. UNDISCLOSED CROP YEAR [(b)(6); (b)(7)(C)] PRODUCTION

1. [(b)(4); (b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] production records for [(b)(6); (b)(7)(C)] obtained from [(b)(6); (b)(7)(C)] for crop year [(b)(6); (b)(7)(C)] These records showed that [(b)(6); (b)(7)(C)] crop year [(b)(6); (b)(7)(C)] production [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] claimed to the FSA.

Schedules were prepared from [(b)(6); (b)(7)(C)] records. These records showed [(b)(4); (b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] obtained [(b)(6); (b)(7)(C)] These records showed that [(b)(4); (b)(6); (b)(7)(C)] [(b)(4); (b)(6); (b)(7)(C)]

2. [(b)(4); (b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] disclosed that [(b)(4); (b)(6); (b)(7)(C)] [(b)(4); (b)(6); (b)(7)(C)] Between [(b)(6); (b)(7)(C)] [(b)(4); (b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] production records for [(b)(6); (b)(7)(C)] obtained from [(b)(6); (b)(7)(C)] These records showed that [(b)(4); (b)(6); (b)(7)(C)] [(b)(4); (b)(6); (b)(7)(C)] A schedule was prepared that showed [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] crop year [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] (Exhibit 38) stated in part:

[(b)(6); (b)(7)(C)] said [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] told [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] sold [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] did not know [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

3. [(b)(4); (b)(6); (b)(7)(C)]

[(b)(4); (b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] production records for [(b)(6); (b)(7)(C)] were obtained from [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] These records showed that [(b)(4); (b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] A schedule was prepared that showed [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] stated in part:

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] said [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] knew [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] also knew [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] sent to

[(b)(6); (b)(7)(C)] did not know [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] only [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] said [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] said the

[(b)(6); (b)(7)(C)] knows [(b)(6); (b)(7)(C)]

in [(b)(6); (b)(7)(C)]

4. [(b)(6); (b)(7)(C)]

In addition to [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] also showed [(b)(4); (b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] production records for

[(b)(6); (b)(7)(C)] obtained [(b)(6); (b)(7)(C)] These records showed that [(b)(6); (b)(7)(C)]

[(b)(4); (b)(6); (b)(7)(C)] A schedule

was prepared from these records that showed [(b)(6); (b)(7)(C)] for crop

year [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] was re-interviewed on [(b)(6); (b)(7)(C)] Exhibit 42) and stated in part:

[(b)(6); (b)(7)(C)] introduced [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] said [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] presented [(b)(4); (b)(6); (b)(7)(C)]

[(b)(4); (b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] knew [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

FSA records showed that [(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)]

[(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)]

[(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)]

[(b)(6); (b)(7)(C)] Their records did not show [(b)(4); (b)(6); (b)(7)(C)]

[(b)(4); (b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] (Exhibit 22) stated in part:

[(b)(6); (b)(7)(C)] provided [(b)(6); (b)(7)(C)] copy of [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] noticed that the production totals were

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] production

information showed that [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] required [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] production, including any production [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] received [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] production [(b)(6); (b)(7)(C)]

FALSE STATEMENTS TO [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

A. [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] (Exhibit 22) provided information regarding [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] stated in part:

[(b)(6); (b)(7)(C)] was approved [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] on [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] was not aware that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] FSA.

[(b)(6); (b)(7)(C)] records search [(b)(6); (b)(7)(C)] showed that the [(b)(6); (b)(7)(C)]

FSA regulations state [(b)(6); (b)(7)(C)] was considered [(b)(6); (b)(7)(C)] The net effect [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] for crop year [(b)(6); (b)(7)(C)] to which [(b)(6); (b)(7)(C)] were not entitled.

[(b)(6); (b)(7)(C)] to FSA on [(b)(6); (b)(7)(C)] that approximately [(b)(6); (b)(7)(C)] for crop year [(b)(6); (b)(7)(C)] when in fact [(b)(6); (b)(7)(C)]

INTERVIEW OF [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] was interviewed [(b)(6); (b)(7)(C)] located at [(b)(6); (b)(7)(C)] stated in part:

[(b)(6); (b)(7)(C)] had been [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] also had been [(b)(6); (b)(7)(C)] the FSA [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] to attend [(b)(6); (b)(7)(C)] meetings. At these meetings [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] did not know it made a difference to FSA [(b)(6); (b)(7)(C)]

In [(b)(4); (b)(6); (b)(7)(C)]

[(b)(4); (b)(6); (b)(7)(C)] did not [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] in [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] production loss on [(b)(6); (b)(7)(C)] crop [(b)(6)] said all the information contained [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] on the document.

FSA sent [(b)(6); (b)(7)(C)] notification advising [(b)(6); (b)(7)(C)] production information [(b)(6); (b)(7)(C)] obtained [(b)(6)] production information [(b)(6); (b)(7)(C)] FSA". [(b)(6); (b)(7)(C)] the production information [(b)(6); (b)(7)(C)] gave [(b)(6); (b)(7)(C)] production information, in addition to [(b)(6); (b)(7)(C)] the USDA.

[(b)(6); (b)(7)(C)] said [(b)(6); (b)(7)(C)] production to [(b)(6); (b)(7)(C)] [(b)(6)] could not remember [(b)(6); (b)(7)(C)] was shown [(b)(6); (b)(7)(C)] but could not recall [(b)(6); (b)(7)(C)] also did not recall [(b)(6); (b)(7)(C)] FSA. [(b)(6)] did not know [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6)] stated that [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] did not recall [(b)(6); (b)(7)(C)] for [(b)(6); (b)(7)(C)] was shown [(b)(6); (b)(7)(C)] covering Crop Year [(b)(6); (b)(7)(C)] verified [(b)(6); (b)(7)(C)] said [(b)(6); (b)(7)(C)] the production information [(b)(6); (b)(7)(C)] knew [(b)(6); (b)(7)(C)] all the production information but "felt [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] did not know what effect the [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] was asked [(b)(6); (b)(7)(C)] said [(b)(6); (b)(7)(C)] said [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] verified [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] did not know [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

No more information was provided by [(b)(6); (b)(7)(C)] interview was terminated at [(b)(6)] request.

On [(b)(6); (b)(7)(C)] resigned [(b)(6); (b)(7)(C)] effective on that date (Exhibit 47).

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This investigation was discussed with an Assistant United States Attorney, (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) who requested a copy of this report for prosecution consideration.

* * * * *

USDA

United States Department of Agriculture
OFFICE OF INSPECTOR GENERAL-INVESTIGATIONS
Western Region
Oakland, California

REPORT OF INVESTIGATION

FILE NUMBER: SF-0801-0724   DATE: (b)(6); (b)(7)(C)

TITLE: (b)(6); (b)(7)(C)

CASE TYPE: False Statements

SPECIAL AGENT: (b)(6); (b)(7)(C)

APPROVED BY: (b)(6)

LORI CHAN
Special Agent-in-Charge

Distribution:
1-Director, Law Enforcement and Investigations, FS
1-Michael Loudermilk, Assistant Special Agent-in-Charge, Law Enforcement and
  Investigations, (b)(6); (b)(7)(C) FS, (b)(6); (b)(7)(C)
1-AIG for Investigations, OIG
1-File

SYNOPSIS

This investigation was conducted to determine if [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] Forest Service (FS) [(b)(6); (b)(7)(C)]
[(b)(6);] United States Department of Agriculture (USDA), [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] FS, USDA [(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] In the process, [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] The United States Attorney's
Office in the District of [(b)(6)] declined prosecution of this investigation.

UNLAWFUL ACTS – 18 U.S.C. § 922(a)(6)
MAKES OR USES ANY FALSE WRITING OR DOCUMENT KNOWING THE SAME TO CONTAIN ANY MATERIALLY FALSE, FICTITIOUS, OR FRAUDULENT STATEMENT OR ENTRY– 18 U.S.C. § 1001

On [(b)(6); (b)(7)(C)] reporting agent (RA) was contacted by [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] Law
Enforcement and Investigations, FS, [(b)(6); (b)(7)(C)] regarding [(b)(6); (b)(7)(C)] alleged
[(b)(6); (b)(7)(C)] became aware of the
[(b)(6); (b)(7)(C)] FS [(b)(6); (b)(7)(C)]
subsequently called [(b)(6); (b)(7)(C)] and received confirmation that [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] RA and [(b)(6); (b)(7)(C)] interviewed [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] provided RA with a copy
of Form [(b)(6); (b)(7)(C)] The form had [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] confirmed
that [(b)(6); (b)(7)(C)] was
[(b)(6); (b)(7)(C)] (Exhibit 2).

RA and [(b)(6); (b)(7)(C)] interviewed [(b)(6); (b)(7)(C)] on [(b)(6); (b)(7)(C)] was advised of
[(b)(6)] administrative warnings and provided the following information (Exhibit 3):

[(b)(6); (b)(7)(C)] acknowledged that [(b)(6); (b)(7)(C)]
knew that [(b)(6); (b)(7)(C)] as [(b)(6); (b)(7)(C)] was an [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]

RA telephonically interviewed [(b)(6); (b)(7)(C)] on [(b)(6); (b)(7)(C)] provided the
following information (Exhibit 4):

[(b)(6); (b)(7)(C)] acknowledged that [(b)(6); (b)(7)(C)] knew that in [(b)(6); (b)(7)(C)] that you could not [(b)(6); (b)(7)(C)] assumed that this was the same requirement in [(b)(6);] claimed that [(b)(6)] did not know about the legal issue and did not think about possible administrative issues. [(b)(6);] still had the [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

On [(b)(6); (b)(7)(C)] this case was presented to an Assistant United States Attorney, District of [(b)(6); (b)(7)(C)] who declined to prosecute. No further investigation is anticipated.

* * * * *

USDA

United States Department of Agriculture
OFFICE OF INSPECTOR GENERAL-INVESTIGATIONS
Western Region
Oakland, California

OIG

REPORT OF INVESTIGATION

FILE NUMBER: SF-0801-0844	**DATE:** (b)(6); (b)(7)(C)
TITLE: (b)(6); (b)(7)(C)	
CASE TYPE: Employee Misconduct	

SPECIAL AGENT: (b)(6); (b)(7)(C)

APPROVED BY: (b)(6)

LORI CHAN
Special Agent-in-Charge

Distribution: (via email and via UPS)

1 - (b)(6); (b)(7)(C)

1 - Daniel Augusto, Assistant Special Agent-in-Charge, OIG
(b)(6) @ oig.usda.gov

1 - AIG for Investigations, OIG (b)(6); (b)(7)(C) @ oig.usda.gov

1 - (b)(6); (b)(7)(C)

1 - File

SYNOPIS

This investigation was conducted to determine whether (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) United States Department of Agriculture (USDA) (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) viewed child pornography (CP) on (b)(6); (b)(7)(C) assigned computer. (b)(6); (b)(7)(C)
confessed to viewing adult pornography and (b)(6); (b)(7)(C)
(b)(6) assigned computer.

BACKGROUND

On (b)(6); (b)(7)(C) he USDA, Office of the Chief Information Officer (OCIO), Agriculture Security Operations Center (ASOC) notified the USDA, Office of Inspector General/Investigations (USDA-OIG) that while conducting USDA network monitoring, it was discovered that (b)(6); (b)(7)(C) may have been viewing CP. ASOC (b)(7)(E)
(b)(7)(E)
(b)(7)(E) the agency (agencies are offices under USDA, such as (b)(6); (b)(7)(E) (b)(6); (b)(7)(C)
(b)(7)(E)

The ASOC (b)(6); (b)(7)(C); (b)(7)(E)
(b)(6); (b)(7)(C); (b)(7)(E) pornography from (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) ASOC also noted that the user
(b)(6); (b)(7)(C)

At approximately (b)(6); (b)(7)(C) on (b)(6); (b)(7)(C); (b)(7)(E)
(b)(6); (b)(7)(C); (b)(7)(E)

ASOC provided a log of IP address (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

Upon receipt of the referral from ASOC, USDA-OIG coordinated with (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) was able to determine that IP address (b)(6); (b)(7)(C) belonged to a computer assigned to (b)(6); (b)(7)(C) and (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) identified the computer as (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

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It should be noted that ASOC previously (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

(b)(6); USDA-OIG (b)(6); (b)(7)(C)
(b)(5); (b)(6); (b)(7)(C)   however, (b)(6); (b)(7)(C)
(b)(6); ASOC (b)(6); (b)(7)(C)

It was determined that USDA employees, contractors, partners, interns, and volunteers complete mandatory annual information security awareness training. This training is delivered through AgLearn, an online training database. For fiscal years (b)(6); (b)(7)(C) this training was titled (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

It was further determined that when (b)(6 employees log on to their assigned U.S. Government computer, they receive and acknowledge the following warning: *You are accessing a US Government information system, which includes (1) this computer, (2) this computer network, (3) all computers connected to this network, and (4) all devices and storage media attached to this network or to a computer on this network. This information system is provided for U.S. Government –authorized use only. Unauthorized or improper use of this system may result in disciplinary action, as well as civil and criminal penalties. By using this information system, you understand and consent to the following:, * You have no reasonable expectation of privacy regarding any communications or data transiting or stored on this information system. At any time, the government may for any lawful government purpose monitor, intercept, search and seize any communication or data transiting or stored on this information system. Any communications or data transiting or stored on this information system may be disclosed or used for any lawful government purpose, *your consent is final and irrevocable, you may not rely on any statements or informal policies purporting to provide you with any expectation of privacy regarding communications on this system, whether oral or written, by your supervisor or any other official, except USDA's Chief Information Officer., ** (b)(6); (b)(7)(Notification:* (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

18 U.S.C. § 2252A(a)(5)(B) POSSESSION OF CHILD PORNOGRAPHY

The websites that were listed on the internet activity log of IP address (b)(6); (b)(7)(C) from (b)(6); (b)(7)(C) were reviewed by Special Agent (SA) (b)(6); (b)(7)(C) Federal Bureau of Investigation (FBI), (b)(6); (b)(7)((b)(6); According to SA (b)(6); (b)(7)(C) the images in question were not considered CP per Federal criminal guidelines, but rather (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

Between [(b)(6); (b)(7)(C)] pursuant to the authority derived from the Inspector General Act and Department policy, special agents with USDA-OIG and the FBI attempted to conduct a forensic examination of [(b)(6); (b)(7)(C)] assigned computer at [(b)(6); (b)(7)(C)] office (Exhibit 1). An examination of the hard drive for Machine Serial Number [(b)(6); (b)(7)(C)] was unable to be accomplished at the worksite. The Reporting Agent (RA) seized the hard drive and subsequently turned it over to the FBI for further examination.

A subsequent review of the hard drive by the FBI did not reveal CP.

On [(b)(6); (b)(7)(C)] SA [(b)(6); (b)(7)(C)] USDA-OIG, SA [(b)(6); (b)(7)(C)] and SA [(b)(6); (b)(7)(C)] FBI, interviewed [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] confessed to viewing adult pornography and searching for images [(b)(6); (b)(7)(C)] assigned computer.

The facts of this investigation are known to an Assistant United States Attorney (AUSA). The AUSA declined to prosecute the matter based on the fact that no evidence of CP was discovered. This matter was not referred to the [(b)(6); (b)(7)(C)] District Attorney's office due to the same reason this matter was declined by the AUSA.

* * * * *

REPORT OF INVESTIGATION

FILE NUMBER: TE-0301-0299	**DATE:** (b)(6); (b)(7)(C)
TITLE: (b)(6); (b)(7)(C)	
Farm Service Agency	
(b)(6); (b)(7)(C)	
CASE TYPE: Employee Misconduct	

SPECIAL AGENT: (b)(6); (b)(7)(C)

APPROVED BY: Mary L. Lewis
Digitally signed by Mary L. Lewis
DN: cn=Mary L Lewis, o=USDA-OIG,
ou=Investigations,
email=(b)(6) @oig.usda.gov, c=US
Date: (b)(6); (b)(7)(C)

MARY L. LEWIS
Special Agent-in-Charge

Distribution:

1-Director, Operations Review and Analysis Staff, FSA, Washington, DC
1-State Executive Director, FSA, (b)(6); (b)(7)(C)
1-U.S. Attorney, District of Kansas, (b)(6); (b)(7)(C)
1-Assistant Inspector General for Investigations, OIG, Washington, DC
1-File

SYNOPSIS

This investigation was conducted to determine if [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] Farm Service Agency (FSA), United States
Department of Agriculture (USDA), [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]

The investigation disclosed that from [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)] exceeded [(b)(6)] authority and
intentionally made these [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] admitted that [(b)(6)] intentionally approved and processed [(b)(6); (b)(7)(C)]
[(b)(6); (b)(7)(C)]

BACKGROUND

[(b)(6); (b)(7)(C)]

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WIRE FRAUD – 18 U.S.C. § 1343
MAIL FRAUD-18 U.S.C. § 1341

(b)(6); (b)(7)(C) | FSA,

said (Exhibit 1):

In order to determine if (b)(6); (b)(7)(C) FSA first prepared (b)(6); (b)(7)(C) Then, FSA checked to see if (b)(6); (b)(7)(C) Once these two steps were completed. (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

In (b)(6); (b)(7)(C) FSA, told (b)(6); (b)(7)(that (b)(6); (b)(7)(C) to contact (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill) (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill) (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill) to come into the FSA office (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

At that time, FSA (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

On (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill) told (b)(6); (b)(7)(C) to (b)(6); (b)(7)(C) review (b)(6); (b)(7)(C) (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill) told (b)(6) that (b)(6); (b)(7)(C) left for the day.

(b)(6); (b)(7)(C) knew that (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill) (b)(6); (b)(7)(C) and (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill) (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill) (b)(6); (b)(7)(C) told (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) told (b)(6); would not be (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) completed (b)(6); (b)(7)(C) review (b)(6); (b)(7)(C) as (b)(6) was instructed. (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) After being entered into the system. (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) told (b)(6) to (b)(6); (b)(7)(C) also told (b)(6) to tell (b)(6); (b)(7)(C) FSA, to sign them (b)(6); (b)(7)(C)

On [(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)]

[(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)] told [(b)(6); (b)(7)(C)] that [(b)(6); (b)(7)(C)] wanted [(b)(6)] to sign off on the

[(b)(6); (b)(7)(C)] was not in the FSA office on [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] said (Exhibit 2):

On [(b)(6); (b)(7)(C)] handed [(b)(6); (b)(7)(C)] and told [(b)(6)] that [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] told

[(b)(6)] that [(b)(6); (b)(7)] would not sign [(b)(6); (b)(7)(C)] told [(b)(6); (b)(7)(C)] that

[(b)(6); (b)(7)(C)] to sign them.

On [(b)(6); (b)(7)(C)] returned [(b)(6); (b)(7)(C)] came [(b)(6); (b)(7)(C)] and inquired as to

why [(b)(6); (b)(7)(C)] informed [(b)(6); (b)(7)(C)] that [(b)(6); (b)(7)(C)]

signed them. Later that day, [(b)(6)] observed that [(b)(6); (b)(7)(C)]

and signed [(b)(6); (b)(7)(C)]

That day after work, [(b)(6); (b)(7)(C)]

FSA, contacted [(b)(6); (b)(7)(C)] FSA. They informed [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] said (Exhibit 3):

On [(b)(6); (b)(7)(C)] while [(b)(6)] was in the FSA State Office, [(b)(6); (b)(7)(C)] was

contacted by [(b)(6); (b)(7)(C)] told [(b)(6); (b)(7)] that [(b)(6); (b)(7)(C)] was

[(b)(6); (b)(7)(C)] had ordered [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] certify and sign [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] told [(b)(6)] that [(b)(6)] had refused to sign [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] After [(b)(6)] refused, [(b)(6); (b)(7)(C)] and

signed the [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] tried to contact [(b)(6); (b)(7)(C)] that day [(b)(6); (b)(7)(C)] not to do

anything [(b)(6); (b)(7)(C)] told [(b)(6)] contact [(b)(6); (b)(7)] in the morning.

On [(b)(6); (b)(7)(C)] returned [(b)(6); (b)(7)(C)] asked [(b)(6); (b)(7)(C)]

been issued [(b)(6); (b)(7)(C)]

[(b)(6)] specifically asked [(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)]

[(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)]

[(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)] told [(b)(6)] that none of the

[(b)(6); (b)(7)(C)]

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[(b)(6); (b)(7)(C)] found out in [(b)(6); (b)(7)(C)] that [(b)(6); (b)(7)(C)] was instructed by [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] completed the [(b)(6); (b)(7)(C)] the day after [(b)(6); [(b)(6); (b)(7)(C)] instructing [(b)(6); (b)(7)(C)] that did [(b)(6); (b)(7)(C)] were issued [(b)(6); (b)(7)(C)] on [(b)(6); (b)(7)(C)] while [(b)(6)] was [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] said (Exhibit 4):

[(b)(6); (b)(7)(C)] asked [(b)(6)] to process [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] and later [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] told [(b)(6)] to process [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)] listed on FSA documents [(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm] This would make it appear [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] asked [(b)(6); (b)(7)(C)] why [(b)(6); (b)(7)(C)] told [(b)(6)] the [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] said (Exhibit 5):

[(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] did not meet the [(b)(6); (b)(7)(C)] told [(b)(6); (b)(7)(C)] and [(b)(6); (b)(7)(C)] that [(b)(6); did not qualify [(b)(6); (b)(7)(C)] told [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)] made a note of this in the [(b)(6); (b)(7)(C)] file. The note [(b)(6)] made to the file for [(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008]

[(b)(6); (b)(7)(C)] told [(b)(6)] that [(b)(6); (b)(7)(C)] was going to [(b)(6); (b)(7)(C)] told [(b)(6)] to [(b)(6); (b)(7)(C)]

[(b)(6); (b)(7)(C)] FSA (Exhibit 6) provided documents and said (Exhibit 6):

In [(b)(6); (b)(7)(C)] was assigned to [(b)(6); (b)(7)(C)] County FSA Office. During this review [(b)(6)] asked [(b)(6)] questions about [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] and [(b)(6); (b)(7)(C)] contacted [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)] State FSA Office. [(b)(6); (b)(7)(C)] told [(b)(6); (b)(7)(C)] did not meet the requirements [(b)(6); (b)(7)(C)] Up until the time of this [(b)(6); (b)(7)(C)]

In [(b)(6); (b)(7)(C)] conducted [(b)(6); (b)(7)(C)] [(b)(6); (b)(7)(C)]

(b)(6); (b)(7)(C) noted that (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

During the (b)(6); (b)(7)(C) review (b)(6); (b)(7)(C) selected for review.

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) The (b)(6); (b)(7)(C) issues were related to (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) documents and

(b)(6); (b)(7)(C) reported on their FSA documents; (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) FSA procedure and disregarded FSA (b)(6); (b)(7)(C)

as a result made the following (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

On (b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

After (b)(6); (b)(7)(C) found copies of written

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

In addition, (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

The (b)(6); (b)(7)(C) was reviewed and when the (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) it was determined there was (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C) USDA,

(b)(6); (b)(7)(C) provided documents and said (Exhibit 18):

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C); (b)(3):Sect 1619 2008 (Farm Bill)

(b)(6); (b)(7)(C) (Exhibit 21) provided the following information:

(b)(6); (b)(7)(C) was not (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) did it on (b)(6) own accord (b)(6); knew at the time that

(b)(6); (b)(7)(C)

* * * * *