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June 22, 2005

Anthony Principi, Chairman
Base Realignment and Closure Commission
2521 S. Clark Street
Suite 600
Arlington, VA 22202

 RECEIVED
06272005

Re: Realignment of the Defense Office of Hearings and Appeals

Dear Chairman Principi:

I am an attorney whose practice involves representing many individuals before the Defense Office of Hearings and Appeals (DOHA). Your commission has recommended moving DOHA's headquarters to and consolidating its outlying offices in a central location at Ft. Meade, Maryland for the purpose of consolidating military department adjudication activities.

I am writing this letter as I strongly believe that your Commission failed to adequately examine the reality of DOHA's functions and operations and that the move/consolidation of DOHA to Ft. Meade would not only result in a drastic negative impact on adjudication activities, but also result in exorbitant additional travel-related expenses for DOHA to perform its mission.

First, to address the negative impact on adjudication activities: Among its many responsibilities, DOHA is responsible for the adjudication of security clearance decisions for U.S. citizens. The Administrative Judges of DOHA conduct "hearings" for employees of Government Contractor entities and "appearances" for Military Personnel and Federal Government Employees. Easy access to the locations where these proceedings take place is essential if any applicant or appellant desiring a clearance is to truly be afforded "access" for procedural and substantive due process. The current and foreseeable facility security requirements at ANY military installation, much less at Ft. Meade with its concentration of national security activities, will severely restrict access by applicants, appellants, counsel, court reporters and witnesses. As a retired Navy JAG Corps Captain, with many years of experience accessing military installations I can vouch from personal experience that moving DOHA to Ft. Meade will make it extremely cumbersome and in many instances impossible for required personnel to even gain access to the installation.

Second, to address additional travel-related expenses: Current regulations direct that the proceedings take place within 150 miles of the applicant's/appellant's place of business or residence. To consolidate all of

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