



SOCIAL SECURITY

The Commissioner

U.S. OFFICE
SPECIAL COUNSEL
WASHINGTON

2014 JAN -7 PM 2

January 3, 2014

Carolyn N. Lerner
Special Counsel
U.S. Office of Special Counsel
1730 M Street, N.W., Suite 300
Washington, D.C. 20036-4505

Re: OSC File No. DI-13-4105

Dear Ms. Lerner:

I am writing in response to your letter dated September 27, 2013, in which you requested that the Social Security Administration (SSA or the agency) investigate and submit a written report regarding allegations that one or more employees in SSA's Region V, Area 9 may have violated federal law in wrongfully obligating and expending \$105,964 in relocation funds.

William Price, a Claims Representative and Local Union President, alleged that the agency violated federal law when:

- the agency obligated \$105,964 in relocation funds on behalf of SSA employee, Harry Martinez; and
- Mr. Martinez purportedly received relocation funds without having relocated.

Mr. Price became concerned because Mr. Martinez apparently testified at an April 2013 arbitration hearing that Martinez had not incurred any recent work-related relocation expenses. Mr. Price contended that Mr. Martinez's testimony appeared to conflict with a FY 2011 Service Contract Inventory List in which the agency obligated \$105,964 in relocation expenses for Mr. Martinez.

In response to your request, I asked our Office of the Inspector General (OIG) to complete an independent investigation into Mr. Price's concerns. As part of the investigation, OIG interviewed Mr. Price and other agency employees regarding his allegations. OIG also collected and reviewed documents related to Mr. Price's allegations.

After completing its investigation, OIG issued the attached Report of Investigation (ROI) dated December 16, 2013. A summary of Mr. Price's specific allegations are set forth on pages 2-3 of the ROI, and the agency's investigative findings appear on pages 3-6. I have reviewed the ROI, agree with and approve its findings, and designate it and its accompanying exhibits as the agency's investigation of this matter.

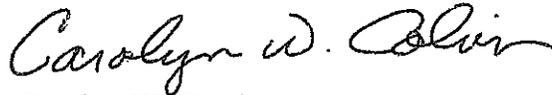
In summary, the agency finds as follows:

- Mr. Martinez was properly authorized to receive \$105,964 in actual relocation expenses in connection with a promotion;
- Mr. Martinez subsequently accepted a voluntary downgrade and never actually relocated his family;
- Mr. Martinez never received any relocation expenses and never filed a reimbursement claim for expenses; and
- The obligated funds can no longer be used to reimburse Mr. Martinez, as the time period for filing a reimbursement claim has lapsed.

The investigation into Mr. Price's allegations did not reveal any agency conduct or practices in violation of law, rule, or regulation. Based on the investigation's findings, I do not believe further action or a change in agency procedure is warranted.

If you have further questions, please do not hesitate to contact me or have your staff contact Donald Neely at (410) 966-3737.

Sincerely,



Carolyn W. Colvin

Office of the Inspector General
Office of Investigations
Social Security Administration

REPORT OF INVESTIGATION

TITLE OF CASE: HARRY MARTINEZ

CASE NUMBER: CHI1400007C

PROGRAM CATEGORY: 105 - SSA EMP GS14 & BELOW

PERIOD COVERED: 11/22/2013 **TO:** 11/22/2013

RELATED CASE NUMBERS:

REPORTED BY: ANDREW BOOCKMEIER

FIELD DIVISION: CHICAGO

OFFICE: CHICAGO

STATUS OF CASE: INVESTIGATION CLOSED REPORT

SYNOPSIS:

The final report of investigation related to the Office of Special Counsel File No. DI-13-4105.

ALLEGATION OR REFERENCE TO MOST RECENT REPORT:

N/A

INVESTIGATIVE ACTIVITY:

[REDACTED]

Summary of Allegation:

On September 27, 2013, U. S. Special Counsel Caroyln N. Lerner of the Office of Special Counsel referred a whistleblower disclosure to The Honorable Carolyn W. Colvin, Acting Commissioner of Social Security. The Office of Special Counsel (OSC) referral details whistleblower disclosures made by William Price, a Claims Representative (CR) and Local Union President for the Social Security Administration (SSA) in the Chicago Region.

Mr. Price alleged that SSA employees violated federal law when they obligated and expended over \$100,000 in relocation funds for an employee who did not relocate. Specifically, Mr. Price alleged that current Office Supervisor (OS) Harry Martinez (Martinez) may have violated federal law, rules or regulations by submitting false claims to receive \$105,964 in relocation expenses from the Chicago Region of SSA in 2011, when Martinez never relocated. (Attachment 1)

In support of his disclosure, CR Price submitted a copy of SSA's Fiscal Year (FY) 2011 Service Contract Inventory List. The SSA Contract Inventory List reflects that the Chicago Region obligated \$105,964 to relocate Martinez in FY 2011. For additional support of his disclosure, Mr. Price added that, during April 2013 arbitration hearing, Martinez testified under oath that he never incurred relocation expenses at any time. During the same arbitration proceeding, Martinez stated that he took a voluntary downgrade to the position of OS at the Michigan City, Indiana office in order to work closer to his family and have a shorter commute. Martinez testified that his move to the OS in Michigan City was a voluntary downgrade.

As part of his disclosure, CR Price believed that Martinez and other employees at SSA may have:

- *violated Title 18 USC 1001 (a), which prohibits, in part, making any materially false, fictitious, or fraudulent statement or representation with respect to the Government when Martinez testified under oath that he never incurred relocation expenses.*
- *violated Title 18 USC 641, which makes it unlawful when one embezzles, steals, purloins, "or knowingly converts to his use or the use of another, or without authority, sells, conveys, or disposes of any record, voucher money or thing of value of the United States or any department or agency thereof.." when Martinez requested reimbursement for relocation expenses that he never incurred.*
- *violated Title 18 USC 371, Conspiracy to Commit Offense or to Defraud the United States, through the actions of other unidentified employees of SSA who allowed Martinez to receive the relocation funds without relocating.*

OSC requested that SSA conduct an investigation into the allegations and prepare a report within 60 days of the agency's receipt of the Special Counsel's letter. In discussions with the Office of Counsel to the Inspector General (OCIG) on October 24, 2013, Agency officials indicated that they intended

[REDACTED]

to request the assistance of the Office of the Inspector General (OIG) to investigate the matter. It is our understanding that the agency requested additional time for OIG to conduct an investigation of the whistleblower's allegations and for the agency to submit a report to OSC. It is also our understanding the OSC granted the agency's request.

On October 25, 2013, investigation CHI-14-00007-C was opened and assigned to me in reference to OSC File No. DI-12-3069.

Summary of Investigation:

SSA's investigation concluded that, although, Martinez was properly authorized to receive more than \$100,000 in relocation funds in conjunctions with a promotion he received, he subsequently accepted a voluntary downgrade and never actually relocated his family, so he never filed a reimbursement claim and never received any of the relocation expenses that were authorized. Since the time for him to file a reimbursement claim has lapsed, the relocation funds will be de-obligated.

Investigative Findings:

From the period October 25, 2013 to October 29, 2013, I made several attempts to contact CR Price at his office in Bloomington, Indiana. On October 29, 2013, CR Price and I scheduled his interview in Bloomington, for November 5, 2013.

In an effort to not delay the investigation, on October 25, 2013, I confirmed through Bill McClinton, Operations Staff Supervisor, Center for Human Resources, Chicago Region, SSA, that Martinez's home address of 6820 Mercedes Avenue, Portage, IN 46368 since January 2005. McClinton said there have been no changes to his address in the last eight years. (Attachment 2)

On October 28, 2013, I met with Kendra Payton, Financial Management Team (FMT) Specialist, FMT Chicago Region SSA. Payton allowed me to review the relocation folder established after Martinez was selected to be promoted from OS in Hammond, Indiana District Office (DO): 469 to Assistant District Manager (ADM) in the South Bend, Indiana DO: 456 . Included in the folder was an Informal Memorandum from former Area Director of Area IX, Terry Belanger, to the Regional Commissioner, requesting a change of station (COS) for Harry Martinez who was selected to fill the position of ADM in South Bend, Indiana from his previous position as OS in Hammond, Indiana. A check appears next to the line stating, "I agree that the above vacancy should be filled with the above candidate and the COS is approved." This memorandum is signed by Marcia Mosley, Deputy Regional Commissioner, on March 1, 2011. (Attachment 3)

The relocation also included a Change of Station Travel Order Information completed by Martinez for his approved change of station from Hammond, IN to South Bend, Indiana. This document contains the following information, in part:

- Martinez lists his spouse as Caridad Martinez and that he has two children.
- Indicates Martinez start date as ADM in South Bend, IN as March 28, 2011.
- The distance between is old duty station of Hammond, IN and new duty station of South Bend, IN is 78.5 miles.
- Martinez listed his current residence as [REDACTED]
- Martinez did not request a trip for "house hunting". It is written that, "He will be commuting from his residence for some time."
- Martinez states he planned to sell his residence at the old duty station, but did not plan to use the Marketing Assistance/Guarantee Home sale Program offered by SSA's relocation contractor.
- Martinez states that he plans to purchase a residence at his new duty station and that the expect purchase price would be (approximately) \$250,000.
- Martinez signed the document on March 15, 2011 under a Certification that states: "I certify that those named are members of my immediate family, that they will move to my new official duty station and none of these family members are being transferred at the expense of another Government agency or private concern. I further certify that the information provided on this form is true and accurate to the best of my knowledge." (Attachment 4)

Payton explained that once a change of station is approved and relocation funds are obligated, the employee who intends to relocate has three years to use the obligated funds. Payton further added that FMT uses a Change of Station Cost Estimate Worksheet to determine how much money to obligated for each relocation. Payton explained that the obligation includes but is not limited to money for temporary housing, relocation income tax, as well as Guaranteed Home Sale Services. Payton indicated that the Chicago Region obligated \$132,169.90 to cover all the possible costs incurred as part of Martinez's promotion to ADM in South Bend. Payton said of the \$132,169.90 obligated by the Chicago Region, \$105,964.00 was for actual relocation expenses. Payton also stated that, after FMT makes an estimation of necessary funds for relocation, a SSA Travel Authorization is completed and approved by the relocating employee's Area Director to be used when claiming any of these relocation expenses. On March 25, 2011, Area Director for Area IX (Indiana) Terry Belanger approved Travel Authorization R-05 R091013 in the amount \$105,964 for Martinez's relocation expenses. (Attachment 5)

Payton directed OI to a three page printout from the SSOARS Financial Information System that Payton said is a record of Obligations and Payments made as part of Martinez's relocation. The Obligation and Payments records identified the total amount total funds obligated for the relocation including expenses such as FICA Tax-Change of Station, Temporary Subsistence Expenses, Miscellaneous Expenses, Relocation Tax Allowance, and Third Party Relocation Services. Payton added that since the funds were obligated in March 2011 only \$274.00 has been paid out. Payton said that the \$274.00 was paid to Prudential for their relocation counseling. Payton said Martinez has not submitted any claim for any reimbursement with respect to his relocation. (Attachment 6)

On November 5, 2013, Special Agent Marcy Ralston and I interviewed CR Price with respect to the disclosures he made as a whistleblower to Office of Special Counsel (OSC) in September 2013. Price and I arranged the interview to take place at the SSA office located in Bloomington, IN. Prior to the interview beginning, Special Agent Ralston and I identified ourselves by showing Price our SSA/OIG Identification. We explained to Price he was being interviewed regarding his disclosures to the OSC that SSA employee Harry Martinez may have obtained \$105,964 in relocation funds from SSA without ever relocating. In addition, that Price disclosed other SSA employees may have known about Martinez receiving the relocation funds and not actually relocating. Price said he understood the reason for the interview and agreed to proceed:

Price said he was the Local Union President for bargaining employees in the State of Indiana. In his capacity as Union President, Price said he handled a grievance filed by an employee out of the South Bend office. Price explained that the grievance was on behalf of an unidentified SSA employee who was relocated from the South Bend office to the Elkhart, Indiana office. The unidentified SSA employee and Price were arguing that the relocation was a permanent change in duty station and that SSA should pay the SSA employee's moving expenses. Price said that Harry Martinez was one of the two members of management that signed off on the relocating the employee from the South Bend office to the Elkhart office. Price said at that time, Martinez was the Assistant District Manager (ADM) in the South Bend office.

Price said the employee's grievance ended up going to arbitration before Arbitrator Clauss in April 2013. In preparation for the arbitration hearing, Price said he reviewed relocation expenses paid by SSA to show a disparity between what SSA spent to relocate employees not in the union (i.e. management) versus those employees in the union. To do so, Price said he reviewed SSA's Contract Inventory List for Fiscal Year 2011, where he discovered that the Chicago Region obligated \$105,964 in relocation expenses for Martinez in 2011 when he was promoted to ADM in South Bend from his previous position as an OS in Hammond.

According to Price, at the arbitration hearing, Martinez was placed under oath and was asked several questions with respect to the employee's grievance. During his questioning, Price said he asked Martinez if he had ever incurred relocation expenses. Price said that he was thrown off when Martinez answered, "no" to this question. Price said he attempted to ask Martinez several different ways if he had received any funds as a result of a relocation approved by SSA. Price said that each time Martinez answered, "no". Following the hearing, Price said he did additional research regarding Martinez's relocation. Through his own searches, Price said he believed he found that, despite the promotion to ADM in South Bend, being obligated \$105,964 in relocation expenses, Martinez never relocated from his current residence. According to Price, his research lead him to believe that Martinez was paid for relocation expenses after being promoted from OS in Hammond to ADM in South Bend. Price said the Martinez stated that he had voluntarily opted for a downgrade to be the OS in Michigan City.

Price said after the arbitration hearing, he was concerned about Martinez's statement about not

receiving relocation expenses and what he saw when reviewing the SSA Contract Inventory List for Fiscal Year 2011. However, Price said he had no additional evidence to provide to support the disclosure that Martinez unlawfully received relocation expenses from SSA without ever relocating. Price added that he knows the Chicago Region obligated the funds, but he had no information that Martinez ever used or requested any of these relocation funds as part of a relocation. Price was also uncertain if the money was obligated as a means by others within SSA as means to create a "slush fund" for management to use for purchasing or travel. Again, Price said he had no evidence of this, but was concerned about it.

At the conclusion of the interview, Price said that if he needed to be contacted in the future that it be done either through his cell phone [REDACTED] or through his union email atafge3571@gmail.com. (Attachment 7)

On November 12, 2013, I inquired with Kendra Payton, Specialist, FMT, SSA Chicago Region if there was a deadline by which Martinez had to claim expenses from the \$105,964 obligated for his relocation in Fiscal Year 2011. I also asked whether or not SSA intended to de-obligate the relocation funds set aside for Martinez if he requested or planned to request any relocation expenses.

On November 15, 2013, Payton responded that Martinez would have had two years from the date the relocation was approved to request and settle any relocation expenses. (March 2011) Payton stated that Martinez time to claim any expenses for relocation had expired and any request for reimbursement would be denied.

In addition, Payton stated that she was going to request the Division of Travel to de-obligate the relocations funds for Martinez. (Attachment 8)

Conclusion:

The SSA investigation determined that, as part of Martinez's promotion from OS in Hammond to ADM in South Bend, he was entitled to claim relocation expenses because his change of duty station was 78 miles apart. However, since he never relocated, and he never filed a claim for relocation expenses, he never received any relocation funds. All of the proper procedures were followed by FMT when determining how much money should be obligated for the relocation of Martinez as part of his promotion.

Specialist Kendra Payton, SSA FMT Chicago Region, stated that the only money paid out as a result of Martinez's relocation package was \$275 paid to Prudential Reality for relocation counseling. Payton indicated that this fee is routinely incurred for every relocation and that Martinez never submitted a requested for reimbursement of travel expenses since the funds were obligated by the

Chicago Region in 2011. Rather, in 2013, Martinez accepted a voluntary downgrade back to an OS position in Michigan City. During the period of time between his promotion to South Bend in 2011 and his voluntary downgrade to Michigan City, Martinez never relocated his family, so he never received any relocation expenses, and it is now too late for him to submit such a reimbursement claim.

Accordingly, Payton will be requesting SSA's Division of Travel to de-obligate the relocation funds that remained pending for Martinez's relocation.

SUBJECT(S) AND/OR DEFENDANT(S):

Subject: HARRY MARTINEZ Gender: MALE Race: HISPANIC DOB: [REDACTED] SSN: [REDACTED]
Address: [REDACTED]

JUDICIAL ACTION:

As there was no finding of wrong doing, this investigation was not presented to the United States Attorney's Office, Northern District of Illinois.

DISPOSITION OF EVIDENCE, GRAND JURY MATERIAL, AND/OR PERSONAL PROPERTY:

N/A

MONETARY ACHIEVEMENT:

N/A

SUBMITTED BY: ANDREW BOOCKMEIER 12/16/2013

APPROVED BY: WILLIAM COTTER 12/16/2013

ATTACHMENT 1



U.S. OFFICE OF SPECIAL COUNSEL

1730 M Street, N.W., Suite 300
Washington, D.C. 20036-4505

The Special Counsel

September 27, 2013

The Honorable Carolyn W. Colvin
Acting Commissioner
Social Security Administration
6401 Security Boulevard
Baltimore, MD 21235

Re: OSC File No. DI-13-4105

Dear Ms. Colvin:

Pursuant to my responsibilities as Special Counsel, I am referring to you a whistleblower disclosure that employees at the Social Security Administration (SSA), Region 5, Area 9, Chicago, Illinois, engaged in conduct that may constitute violations of law, rule, or regulation. I received this disclosure from William Price, a Claims Representative and Local Union President for SSA, who consented to the release of his name.

In brief, Mr. Price alleged that SSA employees violated federal law when they obligated and expended over \$100,000 in relocation funds for an employee who did not relocate. Specifically, Mr. Price alleged that:

- SSA employees inappropriately obligated \$105,964 in relocation funds on behalf of employee Harry Martinez; and
- Mr. Martinez may have received relocation funds without having relocated.

In support of his disclosures, Mr. Price submitted a copy of the FY 2011 Service Contract Inventory List (SSA Inventory List). The SSA Inventory List that Mr. Price identified reflects that \$105,964 was obligated on behalf of Mr. Martinez for relocation services during FY 2011. However, on April 30, 2013, during an arbitration proceeding, Mr. Martinez testified under oath that he has never incurred relocation expenses. See Enclosure 1, pgs. 170-171. Furthermore, Mr. Martinez stated that he opted for a voluntary downgrade to the position of Operations Supervisor at the Michigan City, Indiana Field Office, effective March or April 2013, in order to work at a duty station closer to his family and to have a shorter commute from his residence. Id at 109. Prior to that time, Mr. Martinez' roundtrip commute to the South Bend Indiana Field Office was 52 miles each way. Id at 167.

The SSA Inventory List can be found on the SSA's website. See <http://www.socialsecurity.gov/sci/#vt=1>, FY 2011 Full Inventory link, line 1,954. In reference to this document, the website states that "[s]ection 743 of Division C of the Fiscal Year 2010 Consolidated Appropriations Act, P.L. 111-117, requires civilian agencies to

The Honorable Carolyn W. Colvin

September 27, 2013

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prepare an annual inventory of their service contracts. A service contract inventory assists an agency in better understanding how contracted services support the mission and operations and whether the contractors' skills are utilized in an appropriate manner." Furthermore, Public Law 111-117 states that the head of covered agencies is required to submit, in accordance with the Federal Activities Inventory Reform Act of 1998 (FAIR Act), "to the Office of Management and Budget [OMB] an annual inventory of service contracts awarded or extended . . . [and include a] description of the services purchased . . ." The FAIR Act specifies that the inventory shall be a list of activities already "performed by Federal Government sources for the executive agency . . ." See FAIR Act P.L. 105-270 2(a). The inventory is subjected to OMB's review and consultation. After this process is completed the list is ultimately submitted to Congress and made publically available. Id at 2(b).

The actions of Mr. Martinez and/or other employees may constitute a violation of 18 U.S.C. § 1001, which prohibits, in part, making any materially false, fictitious, or fraudulent statement or representation with respect to the Government. See 18 U.S.C. § 1001(a), Statements or Entries Generally. This may also be in contravention of 18 U.S.C. § 641, which makes it unlawful when one embezzles, steals, purloins, "or knowingly converts to his use or the use of another, or without authority, sells, conveys or disposes of any record, voucher, money, or thing of value of the United States or of any department or agency thereof . . ." See 18 U.S.C. § 641, Public Money, Property or Records. In addition, the actions of these employees may amount to a violation of 18 U.S.C. § 371, which prohibits conspiring to defraud the federal government. See 18 U.S.C. § 371, Conspiracy to Commit Offense or to Defraud United States.

The Office of Special Counsel (OSC) is authorized by law to receive disclosures of information from federal employees alleging violations of law, rule, or regulation, gross mismanagement, a gross waste of funds, an abuse of authority, or a substantial and specific danger to public health and safety. 5 U.S.C. § 1213(a) and (b). OSC does not have the authority to investigate a whistleblower's disclosure; rather, if I determine that there is a substantial likelihood that one of the aforementioned conditions exists, I am required to advise the appropriate agency head of my determination, and the agency head is required to conduct an investigation of the allegations and submit a written report. 5 U.S.C. § 1213(c) and (g).

Upon receipt, I review the agency report to determine whether it contains all of the information required by statute and that the findings of the head of the agency appear to be reasonable. 5 U.S.C. § 1213(e)(2). I will determine that the agency's investigative findings and conclusions appear reasonable if they are credible, consistent, and complete based upon the facts in the disclosure, the agency report, and the comments offered by the whistleblower under 5 U.S.C. § 1213(e)(1).

The Honorable Carolyn W. Colvin
September 27, 2013
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I have concluded that there is a substantial likelihood that the information the whistleblower provided to OSC discloses violations of law, rule, or regulation. As previously stated, I am referring this information to you for an investigation of the whistleblower's allegations and a report of your findings within 60 days of your receipt of this letter. By law, this report should be reviewed and signed by you personally. Nevertheless, should you delegate your authority to review and sign the report to the Inspector General, or any other official, the delegation must be specifically stated and must include the authority to take the actions necessary under 5 U.S.C. § 1213(d)(5). The requirements of the report are set forth at 5 U.S.C. § 1213(c) and (d). A summary of § 1213(d) is enclosed.

As a matter of policy, OSC also requires that your investigators interview the whistleblower at the beginning of the agency investigation when, as in this case, the whistleblower has consented to the disclosure of his name. As the subject matter expert, the whistleblower can provide additional information and an explanation of his allegations, thereby streamlining the agency investigation. Please note that where specific violations of law, rule, or regulation are identified, these specific references are not intended to be exclusive.

At the outset, or during the course of your investigation, your investigative team may have questions regarding the statutorily mandated report you will deliver to OSC under 5 U.S.C. § 1213. OSC attorneys are available at any time in person or by telephone to discuss OSC's statutory process, expectations for credible, consistent, and complete reports, and for general assistance. Please contact Catherine A. McMullen, Chief, Disclosure Unit, at (202) 254-3604 to initiate this process.

Further, in some cases, whistleblowers who have made disclosures to OSC that are referred for investigation pursuant to 5 U.S.C. § 1213 also allege retaliation for whistleblowing once the agency is on notice of their claims. I urge you to take all appropriate measures to ensure that those reporting wrongdoing are protected from such retaliation and from other prohibited personnel practices, including informing those charged with investigating the allegations that retaliation is unlawful and will not be tolerated.

As required by 5 U.S.C. § 1213(e)(3), I will send copies of the report, along with any comments on the report from the whistleblower and any comments or recommendations from me, to the President and the appropriate oversight committees in the Senate and House of Representatives. Unless the report is classified or prohibited from release by law or by Executive Order requiring that information be kept secret in the interest of national defense or the conduct of foreign affairs, OSC will place a copy of the report in a public file in accordance with 5 U.S.C. § 1219(a). To prevent public disclosure of personally identifiable information (PII), OSC requests that you ensure that the report does not contain any sensitive PII, such as Social Security numbers, home addresses and phone numbers, personal e-mail addresses, dates and places of birth and personal financial information. OSC does not

The Special Counsel

The Honorable Carolyn W. Colvin
September 27, 2013
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consider names and titles to be sensitive PII requiring redaction. Agencies are requested not to redact such information in reports provided to OSC for the public file.

Please refer to our file numbers in any correspondence on this matter. If you need further information, please contact Ms. McMullen at (202) 254-3604. I am also available for any questions you may have.

Sincerely,

A handwritten signature in cursive script, appearing to read "Carolyn Lerner".

Carolyn N. Lerner

Enclosures

cc: The Honorable Patrick P. O'Carroll Jr., Inspector General

Enclosure

Requirements of 5 U.S.C. § 1213(d)

Any report required under subsection (c) shall be reviewed and signed by the head of the agency¹ and shall include:

- (1) a summary of the information with respect to which the investigation was initiated;
- (2) a description of the conduct of the investigation;
- (3) a summary of any evidence obtained from the investigation;
- (4) a listing of any violation or apparent violation of law, rule, or regulation; and
- (5) a description of any action taken or planned as a result of the investigation, such as:
 - (A) changes in agency rules, regulations or practices;
 - (B) the restoration of any aggrieved employee;
 - (C) disciplinary action against any employee; and
 - (D) referral to the Attorney General of any evidence of criminal violation.

In addition, we are interested in learning of any dollar savings, or projected savings, and any management initiatives that may result from this review.

To prevent public disclosure of personally identifiable information (PII), OSC requests that you ensure that the report does not contain any sensitive PII, such as Social Security numbers, home addresses and phone numbers, personal e-mail addresses, dates and places of birth, and personal financial information. With the exception of patient names, OSC does not consider names and titles to be sensitive PII requiring redaction. Agencies are requested not to redact such information in reports provided to OSC for inclusion in the public file.

¹ Should you decide to delegate authority to another official to review and sign the report, your delegation must be specifically stated.

ATTACHMENT 2

Bill McClinton MBA, M.S.Ed
Operations Staff Supervisor
Center for Human Resources
Chicago Region, Social Security Administration
Ph: (312) 575-6359
Cell: (312) 450-4387
Email:Bill.McClinton@ssa.gov

From: Cruz, Elsa
Sent: Friday, October 25, 2013 12:54 PM
To: McClinton, Bill; Boockmeier, Andrew
Subject: FW: Address Information

Bill, I know you were working on getting the direct deposit info, please see Andy's request for address history.

Andy, we'll get this to you as soon as we can.
EC

From: Boockmeier, Andrew
Sent: Friday, October 25, 2013 12:41 PM
To: Cruz, Elsa
Subject: Address Information

Hello Elza-

I hope all is well with you in your new position. I working on a matter that I need some assistance on. Could you please provide me with the home address on record for Harry Martinez, [REDACTED] Can it be determined how long the address on record now has been on file? If it has changed in the last 4 years is that information available?

Let me know if you have any questions. Thank you in advance.

Andy Boockmeier
Assistant Special Agent in Charge
SSA/OIG/OI
1-877-800-7580 Ext. 19690

ATTACHMENT 3

INFORMAL MEMORANDUM

cc:
Christa
Terry Belanger
AD
over 9

TO: Regional Commissioner
FROM: AD, Area IX
SUBJECT: Personnel Action Requiring Change of Station – ACTION

I would like to fill the following vacancy with an employee who will be entitled to change-of-station:

Employee: Harry Martinez
Position to be Filled: Assistant District Manager
Office: South Bend, Indiana
Employee's Current Position: Operations Supervisor
Employees Current Office: Hammond, Indiana
Estimated Cost of COS: Unknown

Rationale for Filling Position:

ADM vacancy created when incumbent promoted to the DM position.

I agree that the above vacancy should be filled with the above candidate and the COS is approved.

The above vacancy should not be filled at this time due to lack of funds for COS.

Marcus Mosley
Regional Commissioner
Dep. RC

3/1/2011
Date

ATTACHMENT 4

CHANGE-OF-STATION TRAVEL ORDER INFORMATION

Please complete all items; use "N/A" if the information requested is not applicable to your situation. The information provided on this form will be used to issue your change-of-station travel order and to provide SSA's relocation contractor with the information they need in order to provide you with the best service possible.

GENERAL INFORMATION

Transferee name Harry Martinez

Social Security # [REDACTED]

Current Job Title Operations Supervisor

New Job Title Assistant District Manager

New Salary \$82,000 MS

Retirement Plan: CSRS FERS

Spouse's name Caridad Martinez

Dependents:

Name	Age	Relationship to Transferee
<u>[REDACTED]</u>	<u>4</u>	<u>Son</u>
<u>[REDACTED]</u>	<u>1</u>	<u>Daughter</u>

REPORTING INFORMATION

EOD date at new official duty station 3/28/11

Date of planned departure from old duty station n/a will be commuting for some time

Distance (in miles) from old duty station to new duty station 78.5

PREVIOUS (CURRENT) DUTY STATION

Office location (city/state) Hammond, IN

Office Phone # 877 - 512 - 3859 ext. 22131

Home Address:

Street [REDACTED]

City/State/Zip [REDACTED]

Home Phone # [REDACTED]

Cell Phone # [REDACTED]

Email address: harrv.martinez@ssa.gov

NEW DUTY STATION

Office location (city/state) SOUTH BEND, IN

Office Phone # 877-330-6524 ext. 115

EN ROUTE TRAVEL

Method of travel to new duty station:

- One auto Two autos Air travel

NOTE: If the use of two autos is required, please state justification (see AIMS FMM 07.22.08. C3)

?

TRIP TO SEEK PERMANENT RESIDENCE AT NEW STATION (HOUSE-HUNTING TRIP)

(Not allowable if map distance between the old and new duty station is less than 75 miles)

Not requested *He will be commuting from his residence for some time* 115

Requested for: employee spouse employee + spouse

Travel by Auto Air Approximate date of departure n/a

Number of days requested (NTE 10 days) _____

Please select one of the Methods of reimbursement:

1. Traditional Method 115
2. Fixed or lump sum Method

Use of rental car requested for "in-and-around" travel if air travel used

TEMPORARY QUARTERS AT NEW DUTY STATION

(Not allowable if map distance between the old and new duty station is less than 50 miles)

Not requested

Requested for Employee Employee and family of 3

Please select one of the Methods of reimbursement:

1. Traditional Method

NOTE: An initial period of temporary quarters NTE30 days may be authorized; additional periods of temporary quarters, in increments of 30 days, may be requested if necessary. Temporary quarters cannot exceed a total of 120 days. In any event, temporary quarters should be minimized whenever possible, especially when the transferee has already performed a house-hunting trip.

2. Fixed or lump sum Method

NOTE: Paid up front and the amount is based on 30 days of TQ. It cannot be extended.

REAL ESTATE TRANSACTIONS

I am currently renting a residence at my old (current) duty station. The penalty/fee I expect to pay in order to break my lease is \$ _____.

I plan to sell my residence at the old (current) duty station. The expected selling price of my home is (approximately) \$284,000. I presently do do not plan to use the Marketing Assistance/Guaranteed Homesale Program offered by SSA's relocation contractor.

I plan to purchase a residence at my new official duty station. The expected purchase price will be (approximately) \$250,000. I presently do do not plan to secure a mortgage for my new residence through SSA's relocation contractor.

While I plan to purchase a home at the new official station within the two-year time limit, for the immediate future I would like to use the Rental Homefinding service offered by SSA's relocation contractor to secure a rental property at the new official station. I understand that the fee charged for this service will be deducted from my reimbursable closing costs when I subsequently purchase a home at my new official duty station.

SHIPMENT AND STORAGE OF HOUSEHOLD GOODS

I would like the shipment and storage of my household goods to be arranged through SSA's relocation contractor; I understand that this service will be provided at no cost to me and all charges will be billed to and paid by SSA.

I plan to make my own arrangements for the shipment and storage of my household goods and subsequently receive reimbursement of these expenses directly from SSA.

Number of rooms in my current home (excluding bathrooms, closets, and hallways, but including basement, garage, attic, etc. used for storage): 11.

Total days needed for Storage of Household Goods: 180 ^{90 days}.

NOTE: Federal Travel Regulations allow for SSA to pay for the shipment of up to 18,000 pounds of household goods; you will be responsible for payment of shipment charges in excess of 18,000 pounds. You may also be responsible for any "special" charges, such as extra pick-up or delivery, special handling, etc. Temporary storage of your household goods can be initially authorized for up to 90 days. If temporary storage beyond that point is required, an extension NTE an additional 90 days may be requested.

MISCELLANEOUS EXPENSE

I will claim miscellaneous expenses:

As an individual with no immediate family to move (\$500).

As an individual with an immediate family to move (\$1,000).

I expect to itemize miscellaneous expenses at a cost of \$ _____.
(Maximum claimable is equal to 1-week pay without immediate family and 2-weeks with an immediate family)

ADDITIONAL INFORMATION

- I would like to use the Spouse Counseling service available through SSA's relocation contractor.
- I have signed the required Employment Agreement. Original attached.
- I have signed the required WTA/ITRA Certification. Original attached.
- I have signed the required ITRA Claim (Voucher). Original attached.

CERTIFICATION

I certify that those named are members of my immediate family, that they will move to my new official duty station and none of these family members are being transferred at the expense of another Government agency or private concern. I further certify that the information provided on this form is true and accurate to the best of my knowledge.


Signature of employee

3/15/2011
Date

ATTACHMENT 5

CHANGE-OF-STATION
COST ESTIMATE WORKSHEET

	A	B	C	D	E	F	G	H													
1	WORKSHEET FOR ESTIMATING RELOCATION COSTS																				
2																					
3	Employee's Name:	Harry Martinez																			
4	Social Security Number:	[REDACTED]																			
5	Travel Order Number:	R05-R091013																			
6	Travel Order Date: (Preceed entry with ')	03/21/11																			
7	Current Position:	OS						FY 2011 RELOCATION (COS) ESTIMATOR													
8	Current Duty Station (City, State):	Hammond, IN																			
9																					
10	New Position:	ADM																			
11	New Duty Station (City, State):	South Bend, IN																			
12	Standard Per Diem Rate at New Duty Station	143																			
13	Is New Position NTE 6-30 Months,0=NO,1=YES	0																			
14	Departure Date: (Preceed entry with ')	0																			
15	Reporting Date: (Preceed entry with ')	03/28/11																			
16	Estimated Annual Salary:	82,000																			
17	Retirement System (CSRS=1, FERS=2	2																			
18	Miles to New Duty Station:	79																			
19																					
20	Family Composition:																				
21	Employee	1																			
22	Spouse	1																			
23	Dependents Age 12 and Older	0																			
24	Dependents Less than Age 12	2																			
25																					
26	Final Travel: (SOC 2161) - OTHER OBJECTS BUDGET																				
27	If Flying - Air Fare for All Travelers & Taxis/Limos	0																			
28	If Driving - 1 or 2 Automobiles, Otherwise 0	1																			
29	Number of Overnights	0																			
30	If Overnights=0, Total Hours Travelled =>12,1=YES,0=NO	0																			
31																					
32	Househunting Trip: (SOC 2161)- OTHER OBJECT BUDGET																				
33	Number of Persons Traveling (0, 1 or 2)	0																			
34	How Many Days Travel	0																			
35	If Flying - Air Fare & Taxi/Limo Costs	0																			
36	Estimated Rental Car Costs	0																			
37	Choose Lump Sum HHT=1 or Traditional HHT=2	0																			
38																					
39	Temporary Quarters: (SOC 121M)																				
40	No TQ=0, Traditional TQ=1, Lump Sum TQ=2	1																			
41																					
42	Individuals Counted in TQ Calculation:	Do not use for lump sum calculation						<table border="1"> <thead> <tr> <th colspan="2">NUMBER OF DAYS IN:</th> </tr> <tr> <th>1st 30 Days Calculation</th> <th>2nd 30 Days Calculation</th> </tr> </thead> <tbody> <tr> <td>30</td> <td>0</td> </tr> <tr> <td>30</td> <td>0</td> </tr> <tr> <td>0</td> <td>0</td> </tr> <tr> <td>30</td> <td>0</td> </tr> </tbody> </table>		NUMBER OF DAYS IN:		1st 30 Days Calculation	2nd 30 Days Calculation	30	0	30	0	0	0	30	0
NUMBER OF DAYS IN:																					
1st 30 Days Calculation	2nd 30 Days Calculation																				
30	0																				
30	0																				
0	0																				
30	0																				
43	Employee or Spouse Alone	1																			
44	Spouse Accompanying Employee	1																			
45	Number of Dependents Age 12 and Older	0																			
46	Number of Dependents Under Age 12	2																			
47																					
48	Limited COS for NTE 6-30 Months:																				
49	Property Management	0																			
50	Not Needed = 0, Needed = 1																				
51																					
52	Prudential Residence Transactions: (SOC 121U)																				
53	Value of Home to sell (Prudential Buy)	284,000																			
54	Value of Home to Purchase (helped by Prudential)	250,000																			
55																					
56	Private Residence Transactions: (SOC 121N)																				
57	Amount of Lease Termination Penalty	0																			
58	Value of Home (Sold Privately)	0																			
59	Value of Home (Purchased Privately)	0																			

TO SAVE THE INFORMATION, GO TO THE UPPER CORNER AND SELECT FILE. SELECT SAVE. IN THE FILE NAME BOX REPLACE WITH THE WISH TO SAVE THE FILE UNDER.

Show the costs from this section in #3 Estimated Costs and #12 Accounting Data on the HHS-1 Travel Order.

REIMBURSABLE ALLOWANCES

Final Travel & Per Diem	██████████	15.01	
Househunting Trip	██████████	0.00	
Total SOC 2161			15.01
Temporary Quarters	██████████	10,147.50 NO LUMP SUM	\$0.00
Residential Transactions	██████████	0.00	
Miscellaneous Expense	██████████	1,000.00	
EE Arranged Transportation of HHG	██████████	0.00	
EE Arranged Storage	██████████	0.00	
Relocation Income Tax	██████████	13,345.80	\$0.00
FICA - OASDI (FERS EE)	██████████	1,213.80	0.00
FICA - Medicare (FERS EE)		483.79	0.00
Total SOC 121A - FERS			1,697.59
FICA Tax (CSRS EE)	██████████	0.00	0.00
Total Reimbursable Allowances		\$26,205.90	

Use the figures below for each 30 days of temporary quarters past the first 30

RELOCATION SERVICES (SOC 121U)

Household Goods/Temporary Storage	20,532.00
Guaranteed Home Sale	70,858.00
Entitlement Counseling	274.00
Rental Home Finding	0.00
Property Management	0.00
Spouse Counseling	1,800.00
Home Purchase	12,500.00
Total Relocation Services (██████████)	\$105,964.00

GRAND TOTAL (Reimbursable Allowances & Prudential) \$132,169.90 =====

=====

LUMP SUM VOUCHER AMOUNTS

Lump Sum Per Diem for Househunting Trip - Amount to Voucher	\$0.00
Lump Sum 30 Day Temporary Quarters Per Diem Amount to Voucher	\$0.00

SOCIAL SECURITY ADMINISTRATION

TRAVEL AUTHORIZATION

Original Amendment No. Cancellation
(See AIMS, FMM, SSA, g:07:27, for Detailed Instructions)

4. NAME AND POSITION OR RANK
Harry Martinez
Assistant District Manager

6. CONSTITUENT/BUREAU/DIVISION/REGION
SSA/Chicago Region/South Bend, IN

7. PRESENT OFFICIAL STATION
Hammond, IN

1. TRAVEL AUTHORIZATION NO.
R05-R091013

2. APPROPRIATION NO.
2818704

3. ESTIMATED COST*

	TO SSA	TO OTHERS
TRAVEL	ER 16	HHG 20532
PER DIEM	TO 10148	HS 70858
OTHER	ITRA 13346	HP 12500
TOTAL	MISC 1000	FICA 1698

8. APPROX. DATE OF DEPARTURE
03/28/11

9. APPROX. DATE OF RETURN

10. ITINERARY AND PURPOSE OF TRAVEL (Show city, state or country, dates and reasons -- use continuation sheet if necessary)

Travel from Hammond, IN to South Bend, IN incident to a permanent change of duty station. This move is primarily for the benefit of the Government and not primarily for the benefit of the employee or at his request. EOD: 03/28/11

One Privately Owned Vehicle (POV) is authorized.

Temporary quarters are authorized for the employee, spouse and 2 dependents NTE 30 days.

Authorized relocation service to be provided by Prudential Relocation BPA #SS00-08-40037. Employee is authorized for Home Sale/Home Marketing Assistance, Transportation/Storage of household goods, Entitlement Counseling & Spouse Counseling Service.

Travel Authorization may be amended if temporary quarters are requested or relocation services differ or are declined.

Salary: 82,000

Retirement: FERS

11. SPECIAL AUTHZTN

TRAVEL BY PRIVATELY OWNED AUTO IS AUTHORIZED ON MILEAGE BASIS RATE SPECIFIED BELOW FOR:

EMPLOYEE AND/OR DEPENDENTS

19.0¢ PER MILE AS MORE ADVANTAGEOUS TO GOVT — ¢ PER MILE NOT TO EXCEED COMMON CARRIER COSTS — ¢ PER MILE NOT TO EXCEED COSTS BY GOVT-OWNED AUTO

GSA AUTO AUTO RENTAL UNDER GSA CONTR OTHER (Specify below)

EXCESS BAGGAGE REGISTRATION FEE

11A. CHANGE OF STATION

TRANSPORTATION OF DEPENDENTS H/H GOODS & PERS. EFFECTS

TEMPORARY QTRS RESIDENCE TRANSACTIONS TEMPORARY STORAGE

HOUSE HUNTING TRIP MISC. EXP. ALLOWANCE OTHER (Specify)

SERVICE AGREEMENT:
 SIGNED NOT REQUIRED

12. TRAVEL & PER DIEM IS AUTHORIZED IN ACCORDANCE WITH GSA AND SSA POLICY AND:

FTRs JTR'S OTHER (Specify)

PER DIEM: NONE IN U.S. OUTSIDE U.S. VARYING RATES PER ABOVE REGS.

RATE \$ 143.00 LODGINGS PLUS ACTUAL EXPENSE FIXED

13. FOREIGN TRAVEL

TO BE PERFORMED FOR (SSA, UN, etc.)

EXPENSES TO BE PAID BY

SECURITY APPROVAL GRANTED FOR TRAVEL OF 90 DAYS OR LESS OVER 90 DAYS DATE

RESPONSIBLE FOR SECURITY CLEARANCE OF TRAVELER ASSUMED BY

14. ACCOUNTING DATA (See SSA AIMS, CAN/SOC Handbook)

RECORD TYPE	EFF. DATE	TRANSACTION CODE	REVERSE CODE	ORIGINAL OBLIGATION		OTHER DOCUMENTS		39-40 GEO. CODE * FISCAL YEARS	41-47 COMMON ACCOUNTING NO.	48-61 OBJ. CLASS CODE	62-83 AMOUNT DOLLARS & CENTS	64 FED. ON FED.	65-79 VENDOR/CUSTOMER CODE (PRIMARY RECIPIENT)	85-100 PAYMENT COLLECTION DOC.	101-108 PPBS		109 CASE 11	
				13-15 DOC. REF. CODE	16-25 DOCUMENT NO.	26-28 DOC. REF. CODE	29-38 DOCUMENT NO.								101-106 CATEGORY	107-108 ACTIVITY-TYPES		
2				130				1	4006456	2161 121M	16.00 10148.00							2
2										121P 121T	1000.00 13346.00							
2										121A 121U	1698.00 105964.00							
2																		

15. NAME AND TITLE OF OFFICER RECOMMENDING ABOVE TRAVEL
Terry Belanger, AD

AUTHORITY IS HEREBY GRANTED TO PERFORM TRAVEL AND TO INCUR SUCH EXPENSES AS MAY BE NECESSARY UNDER THE CONDITIONS SET FORTH ABOVE

AUTHORIZED BY Terry V. Belanger TITLE AD
DATE 3/25/11

ATTACHMENT 6

Obligations vs. Payments - by SOC, Document#

Record Selection Criteria

Databases: SSOARS = Y

SSOARS FIS data as of 10/25/2013 12:18:31 PM ET

Select Fiscal Year: 2011 thru: 2014 Charge Office CAN: 4006456 Document Num: R05-R091013 SOC Wizard: exclude SOCs

CHARGE CAN	EXPENSE DATE	DESCRIPTION/ TRAVELER or VENDOR	TC WORD	COMMITMENTS	+ OBLIGATIONS	+ ACCRUED SPENDING	= TOTAL AMOUNT	- PAYMENTS	= UNPAID BALANCE
Fiscal Year 2011				\$0.00	\$0.00	\$132,172.00	\$132,172.00	\$274.00	\$131,898.00
SOC 121AFICA TAX - CHANGE OF STATION				\$0.00	\$0.00	\$1,698.00	\$1,698.00	\$0.00	\$1,698.00
Document Number R05-R091013				\$0.00	\$0.00	\$1,698.00	\$1,698.00	\$0.00	\$1,698.00
4006456	03/31/2011	121A MARTINEZ HARRY MARTINEZ HARRY	PO OBLIG	0.00	0.00	1,698.00	1,698.00	0.00	1,698.00
Document Number R05-R091013				\$0.00	\$0.00	\$1,698.00	\$1,698.00	\$0.00	\$1,698.00
SOC 121A FICA TAX - CHANGE OF STATION				\$0.00	\$0.00	\$1,698.00	\$1,698.00	\$0.00	\$1,698.00
SOC 121M TEMPORARY SUBSISTENCE EXPENSES				\$0.00	\$0.00	\$10,148.00	\$10,148.00	\$0.00	\$10,148.00
Document Number R05-R091013				\$0.00	\$0.00	\$10,148.00	\$10,148.00	\$0.00	\$10,148.00
4006456	03/31/2011	121M MARTINEZ HARRY MARTINEZ HARRY	PO OBLIG	0.00	0.00	10,148.00	10,148.00	0.00	10,148.00
Document Number R05-R091013				\$0.00	\$0.00	\$10,148.00	\$10,148.00	\$0.00	\$10,148.00
SOC 121MTEMPORARY SUBSISTENCE EXPENSES				\$0.00	\$0.00	\$10,148.00	\$10,148.00	\$0.00	\$10,148.00
SOC 121PALLOWANCE FOR MISCELLANEOUS EXPENSE				\$0.00	\$0.00	\$1,000.00	\$1,000.00	\$0.00	\$1,000.00
Document Number R05-R091013				\$0.00	\$0.00	\$1,000.00	\$1,000.00	\$0.00	\$1,000.00
4006456	03/31/2011	121P MARTINEZ HARRY MARTINEZ HARRY	PO OBLIG	0.00	0.00	1,000.00	1,000.00	0.00	1,000.00
Document Number R05-R091013				\$0.00	\$0.00	\$1,000.00	\$1,000.00	\$0.00	\$1,000.00

<u>CHARGE CAN</u>	<u>EXPENSE DATE</u>	<u>DESCRIPTION/ TRAVELER or VENDOR</u>	<u>TC WORD</u>	<u>COMMITMENTS</u>	<u>+ OBLIGATIONS</u>	<u>+ ACCRUED SPENDING</u>	<u>= TOTAL AMOUNT</u>	<u>- PAYMENTS</u>	<u>= UNPAID BALANCE</u>
		SOC 121P ALLOWANCE FOR MISCELLANEOUS EXPENSE		\$0.00	\$0.00	\$1,000.00	\$1,000.00	\$0.00	\$1,000.00
		SOC 121T RELOCATION TAX ALLOWANCE		\$0.00	\$0.00	\$13,346.00	\$13,346.00	\$0.00	\$13,346.00
		Document Number R05-R091013		\$0.00	\$0.00	\$13,346.00	\$13,346.00	\$0.00	\$13,346.00
4006456	03/31/2011	121T MARTINEZ HARRY MARTINEZ HARRY	PO OBLIG	0.00	0.00	13,346.00	13,346.00	0.00	13,346.00
		Document Number R05-R091013		\$0.00	\$0.00	\$13,346.00	\$13,346.00	\$0.00	\$13,346.00
		SOC 121T RELOCATION TAX ALLOWANCE		\$0.00	\$0.00	\$13,346.00	\$13,346.00	\$0.00	\$13,346.00
		SOC 121U THIRD PARTY RELOCATION SERVICE		\$0.00	\$0.00	\$105,964.00	\$105,964.00	\$274.00	\$105,690.00
		Document Number R05-R091013-P		\$0.00	\$0.00	\$105,964.00	\$105,964.00	\$274.00	\$105,690.00
4006456	03/31/2011	121U MARTINEZ HARRY PRUDENTIAL RELOCATION INC	PO OBLIG	0.00	0.00	105,964.00	105,964.00	0.00	105,964.00
4006456	09/10/2012	121U MARTINEZ HARRY BROOKFIELD RELOCATION INC	FV TRS PMT	0.00	0.00	0.00	0.00	274.00	-274.00
		Document Number R05-R091013-P		\$0.00	\$0.00	\$105,964.00	\$105,964.00	\$274.00	\$105,690.00
		SOC 121U THIRD PARTY RELOCATION SERVICE		\$0.00	\$0.00	\$105,964.00	\$105,964.00	\$274.00	\$105,690.00
		SOC 2161 RELOCATION PCS-CIVILIAN-DOMESTIC		\$0.00	\$0.00	\$16.00	\$16.00	\$0.00	\$16.00
		Document Number R05-R091013		\$0.00	\$0.00	\$16.00	\$16.00	\$0.00	\$16.00
4006456	03/31/2011	2161 MARTINEZ HARRY MARTINEZ HARRY	PO OBLIG	0.00	0.00	16.00	16.00	0.00	16.00
		Document Number R05-R091013		\$0.00	\$0.00	\$16.00	\$16.00	\$0.00	\$16.00
		SOC 2161 RELOCATION PCS-CIVILIAN-DOMESTIC		\$0.00	\$0.00	\$16.00	\$16.00	\$0.00	\$16.00
		Fiscal Year 2011		\$0.00	\$0.00	\$132,172.00	\$132,172.00	\$274.00	\$131,898.00

<u>CHARGE CAN</u>	<u>EXPENSE DATE</u>	<u>DESCRIPTION/ TRAVELER or VENDOR</u>	<u>TC WORD</u>	<u>COMMITMENTS</u>	+	<u>OBLIGATIONS</u>	+	<u>ACCRUED SPENDING</u>	=	<u>TOTAL AMOUNT</u>	-	<u>PAYMENTS</u>	=	<u>UNPAID BALANCE</u>
Report Total				\$0.00		\$0.00		\$132,172.00		\$132,172.00		\$274.00		\$131,898.00

ATTACHMENT 7

Office of the Inspector General
Office of Investigations
Social Security Administration

REPORT OF INVESTIGATION

TITLE OF CASE: HARRY MARTINEZ

CASE NUMBER: CHI1400007C

PROGRAM CATEGORY: 105 - SSA EMP GS14 & BELOW

PERIOD COVERED: 11/05/2013 **TO:** 11/05/2013

RELATED CASE NUMBERS:

REPORTED BY: ANDREW BOOCKMEIER

FIELD DIVISION: CHICAGO

OFFICE: CHICAGO

STATUS OF CASE: STATUS REPORT

SYNOPSIS:

Interview of Whistleblower Claims Representative William Price.

ALLEGATION OR REFERENCE TO MOST RECENT REPORT:

Reference is made to all previous reports written for this investigation.

INVESTIGATIVE ACTIVITY:



On November 5, 2013, Special Agent Marcy Ralston and I interviewed Claims Representative (CR) William Price (Price) with respect to the disclosures he made as a whistleblower to the Office of Special Counsel (OSC) File No. DI-13-4105 in September 2013. Price and I arranged the interview to take place at the Social Security Administration office located in Bloomington, IN. Prior to the interview beginning, Special Agent Ralston and I identified ourselves by showing Price our SSA/OIG Identification. We explained to Price he was being interviewed regarding his disclosures to the OSC that Social Security Administration (SSA) employee Harry Martinez may have obtained \$105,964 in relocation funds from SSA without ever relocating. In addition, that Price disclosed other SSA employees may have known about Martinez receiving the relocation funds and not actually relocating. Price said he understood the reason for the interview and agreed to proceed:

Price said he was the Local Union President for non bargaining employees in the State of Indiana. In his capacity as Union President, Price said he handled a grievance filed by an employee out of the South Bend, IN SSA office. Price explained that the grievance was on behalf of an unidentified SSA employee that who was relocated from the South Bend, IN SSA Office to the Elkhart, IN SSA Office. The unidentified SSA employee and Price were arguing that the relocation was a permanent change in duty station and that SSA should pay the SSA employee's moving expenses. Price said that Harry Martinez (Martinez) was one of the two members of management that signed off on the relocating the employee from the South Bend, IN office to the Elkhart, IN office. Price said at that time, Martinez was the Assistant District Manager (ADM) in the South Bend Office.

Price said the employee's grievance ended up going to arbitration before Arbitrator Clauss in April 2013. In preparation for the arbitration hearing, Price said he reviewed relocation expenses paid by SSA to show a disparity between what SSA spend to relocate employees not in the union (i.e. management) versus those employees in the union. To do so, Price said he reviewed SSA's Contract Inventory List for Fiscal Year 2011, when he discovered where the Chicago Region obligated \$105,964 in relocation expenses for Martinez in 2011 when he was promoted to ADM in South Bend from his previous position as a Operations Supervisor (OS) in Hammond, IN.

According to Price, at the arbitration hearing, Martinez was placed under oath and was asked several questions with respect to the employee's grievance. During his question, Price said he asked Martinez if he had ever incurred relocation expenses. Price said that he was thrown off when Martinez answered, "no" to this question. Price said he attempted to ask Martinez several different ways if he had received any funds as a result of a relocation approved by SSA. Price said that each time Martinez answered, "no". Following the hearing, Price said he did additional research regarding Martinez's relocation. Through his own searches, Price said he believed he found that despite the promotion to ADM in South Bend, being obligated \$105,964 in relocation expenses that Martinez never relocated from his current residence. According to Price, his research lead him to believe that Martinez was paid for relocation expenses after being promoted from OS in Hammond, IN to ADM in South Bend, IN. Price said the Martinez stated that he had voluntarily opted for a downgrade to be the OS in Michigan City, IN.

Price said after the arbitration hearing he was concerned about Martinez' statement about not receiving relocation expenses and what he saw when reviewing the SSA Contract Inventory List for Fiscal Year 2011. However, Price said he no additional evidence to provide to support the disclosure that Martinez unlawfully received relocation expenses by SSA without ever relocating. Price added that he knows the Chicago Region obligated the funds, but he had no information that Martinez ever use or requested any of these relocation funds as part of a relocation. Price was also uncertain if the money was obligated as a means by others within SSA as means to create a "slush fund" for management to use for purchasing or travel. Again, Price said he had no evidence of this, but was concerned about it.

At the conclusion of the interview, Price said that if he needed to be contacted in the future that it be done either through his cell phone [REDACTED] or through his union email at afge3571@gmail.com.

SUBJECT(S) AND/OR DEFENDANT(S):

Subject: HARRY MARTINEZ Gender: MALE Race: HISPANIC DOB: [REDACTED] SSN: [REDACTED]
Address: [REDACTED]

JUDICIAL ACTION:

N/A

DISPOSITION OF EVIDENCE, GRAND JURY MATERIAL, AND/OR PERSONAL PROPERTY:

N/A

MONETARY ACHIEVEMENT:

N/A

SUBMITTED BY: ANDREW BOOCKMEIER 11/15/2013

APPROVED BY: WILLIAM COTTER 11/15/2013

ATTACHMENT 8

Boockmeier, Andrew

From: Payton, Kendra
Sent: Friday, November 15, 2013 11:29 AM
To: Boockmeier, Andrew
Subject: RE: Relocation Information

Mr. Boockmeier,

I have received clarification on the issue of de-obligating funds. The employee has two years to incur expenses. But he has until the appropriation expires at the end of five years to request payment of those expenses. If we know at any point during these time frame that the employee has requested and been paid for all expenses incurred we can de-obligate the funds. Otherwise, once the appropriation has expired the funds are automatically de-obligated.

In the case of Mr. Martinez, I can at this point request that Division of Travel de-obligate as long as I know that no expenses to be paid were incurred by him.

Kendra Payton

Kendra Payton
FMT Specialist
Chicago FMT
☎ (312) 575-5940
☎ VOIP 6-7012-35940

From: Payton, Kendra
Sent: Wednesday, November 13, 2013 12:48 PM
To: Boockmeier, Andrew
Subject: RE: Relocation Information

Mr. Boockmeier,

In 2011, the time for settling relocation transactions was two years with a possible extension of two additional years. The extension would have had to been requested prior to the expiration of the original two years. So, right Mr. Martinez time has expired.

AS far as de-obligation, normally the region only concerns itself with de-obligation when there is a set regional budget and the funds need to be freed up for other relocations within the region. The funds may need to be de-obligate at the national level. I can check and let you know the answer to that.

Kendra Payton

Kendra Payton
FMT Specialist
Chicago FMT
☎ (312) 575-5940
☎ VOIP 6-7012-35940

From: Boockmeier, Andrew
Sent: Tuesday, November 12, 2013 5:57 PM
To: Payton, Kendra
Subject: RE: Relocation Information