WaiversFirst Name Last Name Claim Number
[redacted] [redacted] W-19-0020

Amount	OGC Received Date	Assigned To	Assigned Date
$3114.88	08/27/2019	Kenneth Redden	08/29/2019

EPA Decision	EPA Decision Date	Amount Approved	Status
APPROVED	03/02/2020	$3114.88	CLOSED

Appeal Comments
No
Type
Medical Leave

Attachments
PASSWORD: [redacted]

From: Redden, Kenneth
Sent: Monday, March 02, 2020 5:12 PM
To: [redacted]
Cc: Stewart, Leonice <Stewart.Leonice@epa.gov>; Church, Stacey <Church.Stacey@epa.gov>; Luebbering, Gregory <luebbering.gregory@epa.gov>; Chalifoux, Jessica <Chalifoux.Jessica@epa.gov>; Sisson, Ann <Sisson.Ann@epa.gov>
Subject: Waiver Decision (W-19-0020)

[redacted]
This email is in response to your request for a waiver for your mother, [redacted], dated August 20, 2019. In your request, you ask that I waive the amount of $2,664.23 for Debt ID #72830260276. However, I am also including another debt associated with your request (Debt ID #72410260276 for $450.65) as part of my analysis. For the reasons set forth below, I am granting a waiver for both debts.

Background

In late August 2016, [redacted]

Debt ID #72830260276 in the amount of $2,664.23 was the result of 65 hours of Advanced Sick Leave being entered by Agency personnel as a time sheet correction during Pay Period 21 in 2017 for Pay Period 9 in 2017. Debt ID #72410260276 in the amount of $450.65 was the result of 3 hours of Advanced Annual Leave and 80 hours of Self Medical Leave Bank being entered as a time sheet correction by Agency personnel during Pay Period 18 in 2017 for Pay Period 10 and Pay Period 8, respectively.

Analysis

Under 5 U.S.C. §5584, I have the authority to waive collection of erroneous payments or allowances, if collection would be against equity

and good conscience and not in the best interest of the United States, provided there is no indication of fraud, fault, misrepresentation or lack of good faith on the part of the employee. Waiver is precluded if the employee is aware or should have been aware that he or she was being overpaid. B-271308, April 18, 1996.

In the present case, the record indicates that the Agency was at fault for the administrative errors at issue. For both debts, the time sheet corrections were for administrative errors which occurred when [redacted] Therefore, it was presumably the administrative errors of Agency personnel that needed correction in [redacted] time sheets.

Accordingly, the only issue before me is whether [redacted] knew or should have known about the administrative errors at issue. [redacted]

In summary, all the criteria for waiver have been met, and I am approving a waiver for Debt ID #72830260276 in the amount of $2,664.23 and Debt ID #72410260276 in the amount of $450.65. By copy of this email, I am advising that OCFO should work with the Interior Business Center to waive repayment and to refund to you any money that was already paid by you toward these debts.