

-----Original Message-----

From: DMDS.CNAL

Sent: Friday, August 03, 2012 16:48

To: SDNI_CNAF_N01J_MSG; SDNI_CNAF_ACDO; SDNI_CNAF_NMASS; SDNI_CNAF_CDO;
SDNI_CNAF_N40T_MSG; SDNI_CNAF_N40R_MSG; SDNI_CNAF_N422; CNAP N435 MESSAGES;
SDNI_CNAF_N01C_MSG; SDNI_CNAF_N41

Cc: NRFK_CNAL_N01L; NRFK_CNAL_SDO; NRFK_CNAL_N01

Subject: READDRESS JUDICIOUSNESS IN DEALING WITH HUSBANDING CONTRACTORS// COMNAVAIRPAC
SAN DIEGO CA 031642Z AUG 12 UNCLAS R

Importance: Low

UNCLASSIFIED//

RRTUZYUW RUCOSSA0001 2161642-UUUU--RHMCSUU.

ZNR UUUUU

R 031642Z AUG 12 ZYB

FM COMNAVAIRPAC SAN DIEGO CA

TO USS ENTERPRISE

USS NIMITZ

USS DWIGHT D EISENHOWER

USS CARL VINSON

USS THEODORE ROOSEVELT

USS ABRAHAM LINCOLN

USS GEORGE WASHINGTON

USS JOHN C STENNIS

USS HARRY S TRUMAN

USS RONALD REAGAN

USS GEORGE H W BUSH

INFO COMPACFLT PEARL HARBOR HI

COMNAVAIRLANT NORFOLK VA

BT

UNCLAS//N05720//

SUBJ/READDRESS JUDICIOUSNESS IN DEALING WITH HUSBANDING CONTRACTORS// POC (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) UNIT:COMNAVAIRPAC N01J/NAME:SAN DIEGO CA/TEL: (b)(6), (b)(7)(C) /TEL:DSN (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) EMAIL (b)(6), (b)(7)(C) @NAVY.MIL// POC (b)(6), (b)(7)(C) CIV/UNIT:COMNAVAIRPAC

N41/NAME:SAN DIEGO CA/TEL: (b)(6), (b)(7)(C) /TEL:DSN (b)(6), (b)(7)(C)

EMAIL (b)(6), (b)(7)(C) @NAVY.MIL// REF/A/MSG/COMPACFLT PEARL HARBOR HI 190105Z JUL 12//

AMPN/REF A IS COMPACFLT POLICY ON JUDICIOUSNESS IN DEALING WITH HUSBANDING
CONTRACTORS// RMKS/1. REF A IS QUOTED BELOW IN ITS ENTIRETY. THIS POLICY, PROVIDES SPECIFIC
GUIDANCE ON ETHICS ISSUES THAT MAY ARISE WHEN ENGAGED WITH HUSBANDING CONTRACTORS.
REQUEST WIDEST DISSEMINATION.

2. COMMANDS SHOULD CAREFULLY EVALUATE THEIR CONDUCT WHEN INTERFACING WITH
HUSBANDING CONTRACTORS AS THE POSSIBILITY EXISTS FOR BEING CALLED INTO QUESTION OVER
GIFTS RECEIVED AND OTHER ETHICS SITUATIONS. CVN SUPPLY OFFICERS AND COMMAND JUDGE
ADVOCATES SHOULD BECOME FAMILIAR WITH THIS GUIDANCE AND ADVISE THE CHAIN OF COMMAND
AS REQUIRED.

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3. QUESTIONS BEYOND THE SCOPE OF THIS GUIDANCE SHOULD BE REFERRED TO (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) COMNAVAIRPAC AT (b)(6), (b)(7)(C) OR MS. (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) COMNAVAIRPAC AT (b)(6), (b)(7)(C)

QUOTE

R 190105Z JUL 12 ZYB

FM COMPACFLT PEARL HARBOR HI

TO RUOIABD/COMNAVAIRPAC SAN DIEGO CA

RUOIAAA/COMNAVSURFPAC SAN DIEGO CA

RHHMDBA/COMSUBPAC PEARL HARBOR HI

RHOVVKG/COMSEVENTHFLT

RHOVQUE/COMTHIRDFLT

INFO RUOIAAA/COMPACFLT PEARL HARBOR HI

RHMFISS/COMPACFLT PEARL HARBOR HI

SECINFO/-/-//

MSGID/GENADMIN,USMTF,2008/COMPACFLT PEARL HARBOR HI// /JUDICIOUSNESS IN DEALING WITH

HUSBANDING CONTRACTORS// POC (b)(6), (b)(7)(C) TEL (b)(6), (b)(7)(C)

EMAIL (b)(6), (b)(7)(C) (AT)NAVY.MIL//

RMKS/1. PACFLT COMMANDING OFFICERS AND OTHER PERSONNEL ARE REQUESTED TO CONSULT WITH A STAFF JUDGE ADVOCATE (SJA) PRIOR TO ACCEPTING OFFERS AND RECEIPT OF TRANSPORTATION, LODGING, MEALS OR ENTERTAINMENT FROM HUSBANDING CONTRACTORS.

2. BACKGROUND. COMMANDING OFFICERS THROUGHOUT THE NAVY ARE EXPECTED TO MAINTAIN THE HIGHEST ETHICAL STANDARDS FOR THEMSELVES AND THEIR CREWS. SUBORDINATE COMMANDS WILL ENSURE THAT ALL PERSONNEL, AFLOAT OR ASHORE, IN POSITIONS AUTHORIZED TO EXPEND GOVERNMENT FUNDS, INCLUDING COMMANDING OFFICERS, EXECUTIVE OFFICERS, OFFICERS-IN-CHARGE, STAFF OFFICERS, AND THOSE WITH CONTRACTING OR ORDERING OFFICER AUTHORITY, REVIEW THE JOINT ETHICS REGULATION (JER) AND ADHERE TO ITS GUIDELINES.

CURRENT DOD ETHICS TRAINING IS AVAILABLE ONLINE AT:

[HTTPS://DONOGC.NAVY.MIL/ETHICS](https://DONOGC.NAVY.MIL/ETHICS) OR [HTTP://ETHICS/NAVY.MIL](http://ETHICS/NAVY.MIL).

3. POLICY REFRESHER. IT IS OUR RESPONSIBILITY TO BE GOOD STEWARDS OF TAXPAYER RESOURCES, WHICH REQUIRES A WORKING KNOWLEDGE OF THE JER LIMITATIONS CONCERNING THE EXTENT TO WHICH GOVERNMENT OFFICIALS MAY ACCEPT TRANSPORTATION, LODGING, MEALS, ENTERTAINMENT, OR OTHER GIFTS FROM GOVERNMENT CONTRACTORS. WHILE THERE ARE SPECIALIZED EXCEPTIONS AS TO WHAT IS CONSIDERED A GIFT OR NOT, GOVERNMENT OFFICIALS ARE GENERALLY RESTRICTED FROM ACCEPTING GIFTS VALUED AT MORE THAN 20 USD FROM A CONTRACTOR AT ONE TIME AND MAY NOT ACCEPT GIFTS TOTALING PAGE 03 RHHMHAA0089 UNCLAS MORE THAN 50 USD FROM A SINGLE CONTRACTOR OVER THE COURSE OF A YEAR. SEE 5 CFR 2635.204(A). ANOTHER GIFT EXCEPTION INVOLVES MEALS, REFRESHMENTS, AND ENTERTAINMENT IN FOREIGN AREAS, PROVIDED THAT: (1) THE MARKET VALUE OF THE GIFTS, AS CONVERTED TO US DOLLARS, DOES NOT EXCEED THE PER DIEM RATE FOR THE FOREIGN AREA AS SPECIFIED IN THE US DEPARTMENT OF STATE'S MAXIMUM PER DIEM ALLOWANCES FOR FOREIGN AREAS, (2) THERE IS PARTICIPATION IN THE MEETING OR EVENT BY NON-US CITIZENS OR BY REPRESENTATIVES FROM FOREIGN GOVERNMENTS OR OTHER FOREIGN ENTITIES, (3) ATTENDANCE IS PART OF THE EMPLOYEE'S OFFICIAL DUTIES TO OBTAIN INFORMATION, DISSEMINATE INFORMATION, PROMOTE THE EXPORT OF US GOODS AND SERVICES, REPRESENT THE UNITED STATES OR OTHERWISE FURTHER PROGRAMS OR OPERATIONS OF THE NAVY OR US MISSION IN THE FOREIGN AREA, AND (4) THE GIFTS ARE FROM A PERSON OTHER THAN A FOREIGN GOVERNMENT. SEE 5 CFR 2635.204(I). THE GOVERNMENT OFFICIAL IS RESPONSIBLE FOR DETERMINING THE FAIR MARKET VALUE OF ANY GIFTS ACCEPTED. A RECEIPT FROM THE CONTRACTOR IS NOT PROOF OF VALUE PER SE.

4. RELATIONSHIPS WITH CONTRACTORS. ONE PARTICULAR AREA OF CONCERN IS MAINTAINING PROPER BUSINESS RELATIONSHIPS WITH HUSBANDING CONTRACTORS. PACFLT COMMANDING OFFICERS AND OTHER PERSONNEL DEALING WITH HUSBANDING CONTRACTORS WILL REFRAIN FROM ACCEPTING AND PERSONALLY BENEFITING FROM ANY PRODUCT OR SERVICE, INCLUDING RECEIPT OF TRANSPORTATION, REDUCED ROOM RATES, MEALS, OR ENTERTAINMENT FROM CONTRACTORS UNLESS AUTHORIZED UNDER CURRENT DOD RULES AND REGULATIONS.

MOREOVER, PACFLT POLICY IS THAT THE GIFT EXCEPTION IN 5 CFR 235.204(I) DOES NOT JUSTIFY ACCEPTING TRANSPORTATION, LODGING, MEALS OR ENTERTAINMENT FROM OVERSEAS CONTRACTORS WHILE CONDUCTING ROUTINE BUSINESS FOR SUPPLIES OR SERVICES DELIVERED BY THE CONTRACTOR. IN ALL CASES, PERSONNEL SHOULD CONSULT THEIR JAG/LEGAL COUNSEL, CONTRACTING OFFICER AND SUPPLY STAFFS BEFORE ACCEPTING ANY GOODS OR SERVICES FROM CONTRACTORS DOING BUSINESS WITH THE US GOVERNMENT, PARTICULARLY IF SUCH GOODS OR SERVICES APPEAR TO BE A GIFT PROVIDED FOR THE PERSONAL BENEFIT OF THE RECIPIENT.

5. REQUIRED PACFLT DOCUMENTATION: EFFECTIVELY IMMEDIATELY, SHOULD GIFTS, TO INCLUDE GIFTS OF TRANSPORTATION, LODGING, MEALS, OR ENTERTAINMENT BE ACCEPTED FROM CONTRACTORS DURING EVENTS SUCH AS DEPLOYMENT PLANNING MEETINGS OR PORT PLANNING VISITS OR OTHER MEETINGS, PACFLT COMMANDING OFFICERS AND OTHER PERSONNEL SHALL REPORT THE ACCEPTANCE OF SUCH GIFTS TO A SJA WITHIN THE RECIPIENT'S IMMEDIATE CHAIN OF COMMAND, INCLUDING AN EXPLANATION OF HOW THE VALUE OF THE GIFTS WERE CALCULATED AND THE APPROPRIATE BASIS FOR ACCEPTANCE. REPORTS MAY BE MADE ORALLY OR IN WRITING. SJA'S WILL DOCUMENT THE ACCEPTANCE OF GIFTS, THEIR VALUE, AND BASIS FOR ACCEPTANCE AND RETAIN THAT DOCUMENTATION FOR ONE YEAR.

6. POINTS OF CONTACT: (b)(6), (b)(7)(C) AT)NAVY.MIL, COMM

(b)(6), (b)(7)(C) DSN (b)(6), (b)(7)(C) OR (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) AT) NAVY.MIL, COMM (b)(6), (b)(7)(C) DSN (b)(6), (b)(7)(C) UNQUOTE// BT

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