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Department of Energy
Schenectady Naval Reactors Office
Post Office Box 1069
Schenectady, New York 12301-1069

S&SD:PSB#08-16
January 14, 2008

Mr. Abdel-Moniem Ali El-Ganayni


Dear Mr. El-Ganayni:

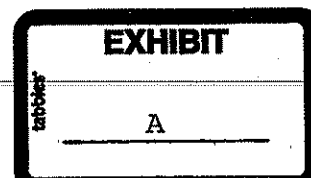
Reference is made to the correspondence from this office, dated December 5, 2007, notifying you that your Department of Energy "L" clearance was suspended because of reported information which raised a substantial doubt concerning your continued eligibility for a clearance, under provisions of 10 CFR Part 710 of the "Criteria and Procedures for Determining Eligibility for Access to Classified Matter or Special Nuclear Material" (copy enclosed).

This letter serves to inform you of the matters which are considered as being of significant concern by Department of Energy in its effort to determine your continued eligibility for a security clearance, and to advise you of the procedural rights in the resolution of your eligibility. The administrative procedures which will be followed in this matter, and which shall govern the making of a final determination regarding your security clearance eligibility, are contained in Title 10 of the Code of Federal Regulations, Part 710. The matters which are of concern to the Department of Energy and which have created the doubt concerning your eligibility for access authorization are summarized below to the extent practicable and consistent with national security:

Category (b)

Reliable information in the possession of the Department of Energy indicates that you have knowingly established or continued sympathetic association with a saboteur, spy, terrorist, traitor, seditionist, anarchist, or revolutionist, espionage agent, or representative of a foreign nation whose interests are inimical to the interests of the United States, its territories or possessions, or with any person advocating the use of force or violence to overthrow the Government of the United States or any state or subdivision thereof by unconstitutional means.

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Category (1)

Reliable information in the possession of the Department of Energy indicates that you have engaged in unusual conduct or are subject to circumstances which tend to show that you are not honest, reliable, or trustworthy; or which furnishes reason to believe that you may be subject to pressure, coercion, exploitation, or duress which may cause you to act contrary to the best interests of national security. Specifically, the circumstances or conduct involve conflicting allegiances.

Carefully read this paragraph to protect your rights. For the purpose of supporting your eligibility for access authorization and to present evidence in your behalf, you have the right to be heard before a Hearing Officer. If you do not choose to have a hearing, I will make a final determination based upon the existing information, and any additional information you choose to submit in response to this letter. To avail yourself of a hearing, you must submit your decision, in writing, to this office within twenty (20) calendar days following the date of your receipt of this letter. If you request a hearing before a Hearing Officer, one will be appointed by the Director, Office of Hearings and Appeals. You may also file your written answers to the reported information, which raises the question concerning your eligibility for access authorization. If you request a hearing without filing a written answer, the request shall be deemed a general denial of all the reported information. A hearing will be scheduled before a Hearing Officer, with due regard for the convenience and necessity of the parties or their representatives for the purpose of affording you an opportunity of supporting your eligibility for access authorization. For either option you select, the decision by DOE will be a comprehensive, common-sense judgment, made after careful consideration of all relevant information, favorable and unfavorable, as to whether continuing your security clearance will not endanger the common defense and security and is clearly consistent with the national interest. Any doubt as to your continued eligibility for a security clearance will be resolved in favor of the national security.

If you request a hearing, you will be notified at least one week in advance of the date, hour, and place of the hearing. You have the right to appear personally before the Hearing Officer to present evidence on your behalf, through witnesses or by documents, or both. You also have the right to be present

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during the entire hearing and be accompanied, represented, and advised by counsel or a representative of your choosing and at your own expense. If you fail to file a timely written request for a hearing, it will be considered as a relinquishment by you of the right to a hearing unless time deadlines are extended for good cause. In such an event a final decision will be made on the basis of the existing information. Also, if you request a hearing, please supply a telephone number where you can be reached during the day.

If you choose to be represented by an attorney or other representative, you shall file with the Hearing Officer and the Department of Energy Counsel a document designating such attorney or representative and authorizing one such attorney or representative to receive all correspondence, transcripts, and other documents pertaining to the proceedings. The Department of Energy Counsel will be participating on behalf of and representing the Department of Energy. Any statements made by you to the DOE Counsel may be used in subsequent proceedings.

If you choose not to request a hearing, please sign and date the attached letter to the Schenectady Naval Reactors Office and return it in the self-addressed, postage paid envelope that is enclosed. In this event, I will make a decision based on the existing information and any additional information you submit with the attached letter.

Mr. Michael Benintende, telephone 412-476-7266, has been designated as the Department of Energy official whom you, or your attorney, may contact for any further desired information in this matter. Any questions you may have concerning your rights under the provisions of the Privacy Act or the Freedom of Information Act may also be addressed to Mr. Benintende.

This letter has been marked "Official Use Only" merely to maintain the privacy of this matter between you and the United States Government. It does not preclude such use of the matter as you may consider appropriate.

Sincerely,



P. E. Salm
Manager

Enclosures:

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10 CFR Part 710
Self-addressed Return envelope

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