



Department of Energy
Washington, DC 20585

BY HAND DELIVERY

Ann S. Augustyn
Acting Assistant Director
Office of Hearings and Appeals
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U.S. Department of Energy
1000 Independence Ave., S.W.
Washington, D.C. 20585-1615

OPTIONAL FORM NO. 10 (7-90)

FAX TRANSMITTAL

To	V. WALCZAK	From	
Dept./Agency		Phone #	
Fax #	412 681 8709	Fax #	

of pages = 2

NSN 7540-01-317-7388 5089-101 GENERAL SERVICES ADMINISTRATION

Re: Case No. TSO-0620

Dear Ms. Augustyn:

Enclosed please find a copy of the certification and determination issued by Acting Deputy Secretary of Energy Jeffrey F. Kupfer on May 19, 2008, terminating the access authorization of Mr. Abdel-Moniem Ali El-Ganayni.

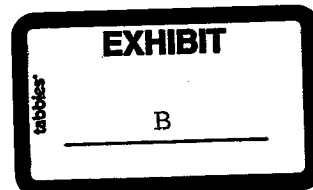
In accordance with Section 5.2(d) and (e) of Executive Order 12968, the Deputy Secretary's action is conclusive, rendering moot the above-referenced proceeding.

Sincerely,

John L. Gurney
DOE Counsel

Enclosure

cc(w/enc.): Glenn D. Dolfi, Sr., Esq.
Witold J. Walczak, Esq.
Sara J. Rose, Esq.





The Deputy Secretary of Energy
Washington, DC 20585

IN RE: ABDEL-MONTEM ALI EL-GANAYNI

Pursuant to authority delegated by the Secretary of Energy by memorandum dated May 9, 2008, I make the following certification and determinations with respect to Mr. Abdel-Moniem Ali El-Ganayni, an employee of Bechtel Bettis, Inc. whose "L" access authorization granted by the Department of Energy was suspended on December 5, 2007, by Mr. P. E. Salm, Manager of the Department of Energy's Schenectady Naval Reactors Office:

1. In accordance with Section 5.2 (d) of Executive Order 12968 (*Access to Classified Information*) (August 4, 1995), I certify that the procedures set forth in Section 5.2(a) of the Executive Order and in the Department of Energy's regulations at 10 C.F.R. § 710.26-710.30 cannot be made available to Mr. El-Ganayni without damaging the interests of national security by revealing classified information. This certification is conclusive.
2. In accordance with Section 5.2(e) of Executive Order 12968, I have determined that the procedures prescribed by subsection (a) of Section 5.2 of the Executive Order cannot be invoked in a manner that is consistent with national security.
3. Pursuant to the authority granted to the Secretary of Energy by section 145 of the Atomic Energy Act of 1954, as amended (42 U.S.C. § 2165), I hereby terminate Mr. El-Ganayni's access to classified information in the interests of national security.
4. The determinations in paragraphs 2 and 3 hereof are conclusive.

Dated: May 19, 2008



Jeffrey H. Kupfer
Acting Deputy Secretary of Energy

