

FW: DHS OIG Complaint Number C1713969

[REDACTED]
Thu 4/27/2017 9:39 AM

To: [REDACTED]; 'Tom Gagliardo' <tomgagliardo@gmail.com>
[REDACTED]

 1 attachments (28 KB)

20170317 DHS OIG Complaint v2.1.docx

Tom,

I had faxed several items to DHS OIG including the attached letter.
I followed up with this electronic submission.

Talk soon,

[REDACTED]

This was the electronic submission:

This is an electronic follow up to a 19 page complaint sent by fax on March 22, 2017.

The Complaint involves Possible Destruction or Tampering of Evidence Utilizing of Government Information Technology Systems by the United States Secret Service.

I have additional evidence including depositions of Special Agents that I would like to provide in this matter.

On August 10, 2016, Administrative Judge Antoinette Eates ordered the USSS to produce the audio recording of [REDACTED] pre-employment polygraph examination with Special Agent Ellen Ripperger on September 18, 2014.

After his examination, Mr. [REDACTED] received multiple phone calls from two individuals who identified themselves as USSS Special Agents who informed him he did not receive an ethical polygraph examination from Special Agent Ellen Ripperger, that the audio recording of his examination had been destroyed, and advised him to request a copy of his polygraph exam audio under FOIA. One of the unidentified Special Agents stated to Mr. [REDACTED] that Special Agent Ellen Ripperger was known to frequently fail those who disclosed mental illnesses such as veterans with PTSD. (Mr. [REDACTED] disclosed OCD and Depression to the USSS on his SF-86 security clearance paperwork prior to his polygraph examination.)

The audio recording the USSS produced consists of noise which sounds like a tape recording of a windstorm, with the exception of a 22 second header which states the following in perfect clarity: "This polygraph exam is for [REDACTED] file number 17580220141257. Today's date is September 18, 2014, exam location is WFO, examiner is Ellen Ripperger. Ah there's no derogatory in the examinee's file." A few discernable words can be made out above the noise in the middle of the second audio file of the polygraph exam, and some discernable words can be heard in the last minute of the recording. The audio files contain no information of value.

The USSS did not notify either [REDACTED] or his attorney Thomas Gagliardo (AFGE) that the audio files were corrupted when producing the audio files. When questioned about this, USSS Attorney Steven Giballa stated that a bad microphone had corrupted the audio files, and the files had been sent to the USSS forensics division, but the polygraph exam audio could not be recovered.

Significantly, two Secret Service Employees, Special Agent Edward Alston and Quality Control Supervisor Thomas Christopher signed a Quality Control Worksheet for [REDACTED] exam that the audio files were intact and legible after Mr. [REDACTED] Polygraph Examination, with random checks of the audio made throughout the polygraph exam.

Special Agent Ellen Ripperger stated under oath at deposition that she knew the audio was being recorded properly because she could see the audio recording meter move during the exam, which means either she is telling the truth that the audio was properly recorded in which case the United States Secret Service destroyed evidence in this matter, or that Special Agent Ellen Ripperger lied under oath and she purposely never recorded this polygraph examination. Either possibility is a serious criminal matter, and the OIG should determine which crime was committed and by whom.

From: DHS OIG [mailto:DoNotReply@OIG.DHS.GOV]

Sent: Thursday, April 27, 2017 9:34 AM

To: [REDACTED]

Subject: DHS OIG Complaint Number C1713969

You recently submitted a complaint to the DHS OIG via the Hotline form on the OIG's online website. Your Complaint number is: C1713969.

Complaints received at the OIG are reviewed to determine if either a DHS OIG investigation or a referral to a more appropriate entity is warranted. If it is determined that the allegation does not fall within the scope of DHS OIG's jurisdiction, then that information may be forwarded to the appropriate agency or authority for their review.

This notification is not an indication that your complaint will be investigated by the DHS OIG or any other applicable investigating body.

It is suggested you maintain a copy of this message for your records. DHS OIG Hotline does not provide complainants with the status of complaints after they are received. In approximately 60 days, if you would like to obtain more information regarding your complaint, you may submit a Freedom of Information Act (FOIA) request to the DHS OIG Office of Counsel (http://www.oig.dhs.gov/index.php?option=com_content&view=article&id=11&Itemid=77).