

CARL LEVIN, MICHIGAN
DANIEL K. AKAKA, HAWAII
THOMAS R. CARPER, DELAWARE
MARK L. PRYOR, ARKANSAS
MARY L. LANDRIEU, LOUISIANA
CLAIRE McCASKILL, MISSOURI
JON TESTER, MONTANA
ROLAND W. BURRIS, ILLINOIS
EDWARD E. KAUFMAN, DELAWARE

SUSAN M. COLLINS, MAINE
TOM COBURN, OKLAHOMA
SCOTT BROWN, MASSACHUSETTS
JOHN MCCAIN, ARIZONA
GEORGE V. VOINOVICH, OHIO
JOHN ENSIGN, NEVADA
LINDSEY GRAHAM, SOUTH CAROLINA

United States Senate

COMMITTEE ON

HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

WASHINGTON, DC 20510-6250

MICHAEL L. ALEXANDER, STAFF DIRECTOR
BRANDON L. MILHORN, MINORITY STAFF DIRECTOR AND CHIEF COUNSEL

July 14, 2010

The Honorable John McHugh
Secretary of the Army
1400 Defense Pentagon
Washington, DC 20301

Dear Mr. Secretary:

We are writing to invite witnesses from the Department of the Army to testify before the Subcommittee on Contracting Oversight at a hearing entitled, "Mismanagement of Contracts at Arlington National Cemetery." The hearing will be held on Thursday, July 29, 2010 at 10:00 A.M. in Room SD-342 of the Dirksen Senate Office Building.

The Subcommittee invites the following witnesses to testify: Edward M. Harrington, Deputy Assistant Secretary of the Army (Procurement); Claudia Tornblom, Deputy Assistant Secretary of the Army (Management and Budget); and Kathryn Condon, Executive Director of the Army National Cemeteries Program. Additional witnesses may be required, including representatives from the U.S. Army Corps of Engineers-Baltimore District and the Contracting Center of Excellence.

The purpose of the hearing is to examine reports of pervasive mismanagement and potential waste, fraud, and abuse in contracts at Arlington National Cemetery. In particular, the hearing will review findings from the U.S. Army Inspector General's June 2010 reports on Arlington National Cemetery (ANC), which found "a lack of expertise in contracting processes within the cemetery, coupled with a lack of focused external oversight."

The witnesses' testimony should address the Army's management and oversight of contracts at ANC, including contracts for information technology to automate Arlington National Cemetery's paper recordkeeping systems and to modernize cemetery operations. Witnesses should also be prepared to discuss the Army Inspector General's findings that ANC officials repeatedly authorized payment to contractors for IT contracts despite "grossly inadequate contractor progress to justify these expenditures."

To assist the Subcommittee in preparing for the hearing, we request that you provide the complete contract files for the following contracts: W916VL-05-D-0001; DACA31-02-D-0014; DABJ03-03-F-0047; W916VL-04-F-0005; W916VL-05-P-0002; W916VL-04-P-0023; W916VL-04-P-0043; W916VL-04-P-0043/P1; W916VL-04-P-0023/P1; W916VL-05-P-0042; W916VL-05-P-0048; W12DR-04-A-001 through 008, 0009; W916VL-05-P-0018; W916VL-05-P-0019; W916VL-05-P-0029; W916VL-05-P-0030; W916VL-05-P-0047; W91QV1-06-C-0026;

The Honorable John McHugh

July 14, 2010

Page 2

W91QV1-06-C-0028; W91WAW-09-P-0002; W91WAW-09-P-0004; W91WAW-09-C-0147; W91WAW-09-C-0132; W91WAW-09-C-0145; W91WAW-09-C-0149; W91WAW-08-P-0144; W91WAW-09-P-0440; W91WAW-08-F-0008; W91WAW-07-D-0010; W91WAW-09-T-0204(RFQ); W91WAW-08-P-0037; W91WAW-06-P-0440; and W916VL-06-D-0005.

In addition, please provide:

- (1) All Office of Management and Budget Section 300 reports submitted by Arlington National Cemetery from 2000 to the present;
- (2) Financial disclosure reports for John C. Metzler and Thurman Higginbotham from 2004 to the present;
- (3) Communications from the office of the Assistant Secretary of the Army (Management and Budget) to the Office of Management and Budget (OMB) relating to automation of records at ANC, including email messages on or about April 22, 2004, between the Deputy Assistant Secretary of the Army (Management and Budget) and OMB.

We request that you provide this information as soon as possible, but in no case later than **July 19, 2010**. If you determine that you will be unable to make a complete production by this date, please contact Subcommittee staff to discuss possible modifications to this schedule.

We also request that you provide briefings for Subcommittee staff on these issues, including briefings with officials from the following offices: U.S. Army Military District of Washington; the U.S. Army Corps of Engineers-Baltimore District, including but not limited to Dionne Yelder and Donald Leath; the National Capital Region Contracting Center, including but not limited to Katherine Welton; the Defense Finance and Accounting Services, including but not limited to Robert Matejka; the Army Audit Agency; and the Deputy Assistant Secretary of the Army (Management and Budget). I request that these briefings take place on or before **July 20, 2010**.

We also request that you provide a copy of the report prepared by the Assistant Secretary of the Army (Acquisition, Logistics and Technology) reviewing all contracts awarded or administered in support of the Army National Cemeteries as soon as it is completed.

The jurisdiction of the Subcommittee on Contracting Oversight is set forth in Senate Rule XXV clause 1(k); Senate Resolution 445 section 101 (108th Congress); and Senate Resolution 73 (111th Congress). An attachment to this letter provides additional information about how to respond to the Subcommittee's request.

The Subcommittee requests that witnesses summarize their testimony in 5 minutes, although a longer written statement may be submitted for the official record. This will allow adequate time for witnesses to engage in questions and answers with members of the Subcommittee. **Subcommittee rules require that your testimony be submitted by 10:00 A.M. on Tuesday, July 27, 2010.** Please send electronic copies of the witnesses' written statements and a brief one page biography for each witness to Subcommittee Clerk, Kelsey Stroud, at Kelsey_Stroud@hsgac.senate.gov.

The Honorable John McHugh
July 14, 2010
Page 3

A handwritten signature in blue ink, appearing to read "Claire McCaskill".

Claire McCaskill
Chairman
Subcommittee on Contracting Oversight

Sincerely,

A handwritten signature in blue ink, appearing to read "Scott P. Brown".

Scott Brown
Ranking Member
Subcommittee on Contracting Oversight