EXCISED

February 8, 1972

TO; Mr, Thomas E. Tyler
AID/Kajspala

SUBJECT; Record of Proceedings Grievant 71~16-&ID-Fli
Finding of the Board ' -

R2P: 3 FAM 667.I.b.

In your subject grievance you allege that AID has incorrectly interpreted the provisions of 3 FAK 691.10, with respect to your claim for $1,057 as reimbursement for stolen personal property.

Following *a.* determination that the case fell within its jurisdiction, the Board ordered an investigation of the charges. This investigation took the form of the examination of the grievance and its supporting- documentation; a review of the regulations; and discussions with Miss Jane I^eer, Executive Officer, Office of Administrative Services, AID; Irwin Sversen, Clains Investigation Officer, Office of Operations, Department of State, and Mr. Bushong of the Legal Advisor's office.

As a result of this investigation, the Board determined that AID and the Office of Operations denied your claim on the grounds that there was no evidence of 'forced entry" in connection with the loss of the property; and that this criterion is uniformly applied in all such claiias. The investigation further revealed that you had noted your suspicion that your houseboy might be involved in the loss, and that, in the words of your original claim "previously several other tenants and their servants had access to keys (to the apartment)".

On the basis of this determination, the Board found that, without reference to the merits of the argument concerning the absence of evidence of "forced entry*[1], you had failed to exercise "due care in the protection*[1] of your property. Specifically, the Board took note of the statement in your claim that the servants of previous tenants had ad access to keys to your apartment, yet you had failed to take the preventive measure of having the locks changed.

Under these circumstances, the Board has decided to your grievance.

William E.
Chairman, Foreign Service Grievance Board

CC: PM/WGS (AID)