



7/15/19

MEMORANDUM FOR DESIGNATED AGENCY ETHICS OFFICIAL

SUBJECT: ETHICS OBLIGATIONS AND SCREENING ARRANGEMENT

This memorandum is to inform you of my ethics obligations and the screening arrangement I have implemented, with the assistance of the DoD Standards of Conduct Office (SOCO), to help ensure that I do not participate in particular matters in which I have a financial interest or a personal or business relationship. My obligations are set forth in the Ethics Agreement that I signed prior to my confirmation by the United States Senate for the position of Secretary of the Navy. The obligations in the Ethics Agreement continue to apply in my position as Acting Secretary of Defense. I have not requested or received a waiver of the former employer provisions of the Administration's Ethics Pledge.

ETHICS OBLIGATIONS

For two years beginning on August 3, 2017, I am disqualified from participating personally and substantially in any particular matter¹ involving the entities listed below, unless I receive the appropriate waiver of the Administration's Ethics Pledge (Executive Order 13770).

Global Atlantic Financial Life Limited
Ariel Re (Holdings) Limited
Commonwealth Annuity and Life Insurance Company
First Allmerica Financial Life Insurance Company
Accordia Life and Annuity Company
Forethought Life Insurance Company
Forethought National Life Insurance Company
Marine Corps Heritage Foundation
Community Foundation of Jackson Hole
Veterans Campaign

¹ A "particular matter" is a deliberation, decision, or action that is focused upon the interest of specific persons, or a discrete and identifiable class of persons. The term may include matters that do not involve formal parties and may extend to legislation or policy making that is narrowly focused on interests of a discrete and identifiable class of persons. It does not, however, cover consideration or adoption of broad policy options directed to the interests of a large and diverse group of persons. Similarly, the term would not include broad budget and strategy discussions about acquiring or improving a general defense capability that is not specific to a particular weapons system or program. Particular matters typically include applications, contracts, grants, claims, controversies, or licenses. In addition to the "particular matters involving specific parties," such matters shall also include any meeting or other communication with Raytheon relating to the performance of my official duties, unless the communication applies to a particular matter of general applicability and participation in the meeting or other event is open to all interested parties.



Honoring Our Veterans
Teton County Search and Rescue Foundation

Additionally, because I continue to have an equity interest in the companies listed below, I will not participate personally and substantially in any particular matter that to my knowledge has a direct and predictable effect on the financial interest of any of these entities, unless I first obtain a written waiver, pursuant to 18 U.S.C. § 208(b)(1), or qualify for a regulatory exemption, pursuant to 18 U.S.C. § 208(b)(2).

Fall Creek Management LLC
Global Atlantic Financial Group Limited
CX Technologies LLC
86 Borders LLC
StarPound Technologies, Inc.
ENGAGEcx

I understand that none of these interests and restrictions preclude me from participating in a personal or official capacity in any social, ceremonial, or similar event that include personnel from any of these entities. Further, although I may not take any official action or otherwise participate, I may be allowed to be present in meetings and receive information regarding the entities listed above when necessary to remain informed about matters of critical importance to national security and Department of Defense programs and budget.

SCREENING ARRANGEMENT

To help ensure that I do not participate in matters relating to these entities, I am taking the following steps:

- I am hereby directing my Chief of Staff, Executive Secretary, Military Assistants, and other designated Administrative Assistants to screen all matters directed to my attention that involve outside entities, or that require my participation, to determine if they involve the entities listed above.
- If any screener determines that one of entities listed above is or represents a party to the matter, or may otherwise directly and predictably affect the financial interests of these organizations, he or she will refer the matter, without my knowledge or involvement, to an appropriate alternate senior Defense official for action or assignment. If the alternate official believes the Government's interest in my participation in such a matter is so important that it cannot be referred to another official, he or she will contact you via SOCO to determine whether I may be authorized to participate.
- To ensure that I do not inadvertently participate in matters from which I should be recused, I am hereby directing each of my screeners to seek the assistance of SOCO if he or she is uncertain whether I may participate in a matter.

In consultation with SOCO, I will revise and update this memorandum if warranted by changed circumstances, including changes in my financial interests, my personal or business relationships, or the nature of my official duties.

The DAEO and SOCO may issue additional guidance on standards and procedures to personnel implementing this screening arrangement.



Richard V. Spencer
Acting Secretary of Defense

cc:

Deputy Secretary of Defense

Chief of Staff, Secretary of Defense

Chief of Staff, Deputy Secretary of Defense

Executive Secretary

Immediate Office Staff (Secretary and Deputy Secretary of Defense)

DoD Standards of Conduct Office