

MEMORANDUM

TO: Deputy Inspector General
Assistant Inspector General for Investigation
Assistant Inspector General for Information Technology Audits
and Computer Crime Investigations

FROM: Inspector General

SUBJECT: Delegation of Authority to Open Investigative Cases

I. DELEGATION

Under the authority vested in me by Section 3(a) of the Inspector General Act of 1978, as amended (the Act), 5 U.S.C. Appendix 3, I hereby delegate to you, your successor in function, and anyone serving for you in an acting capacity, the authority under Sections 4(a)(1), 6(a)(2), and 7(a) of the Act to open investigative cases in Investigation Services and Information Technology Audits and Computer Crime Investigations under the jurisdiction of this office, and to sign Advice of Investigation forms.

Specifically:

A. The Deputy Inspector General (DIG) is authorized to concur/non-concur on the opening of investigative cases involving allegations of misconduct by U.S. Department of Education employees. The Assistant Inspector General for Investigation (AIGI) and Assistant Inspector General for Information Technology Audits and Computer Crime Investigations (AIG/ITACCI) are authorized to open these investigative cases only with the concurrence of the DIG. This authority may not be redelegated.

B. The AIGI and AIG/ITACCI are authorized to open all other investigative cases.

Unless otherwise noted in future delegations of authority, amendments to the authority delegated herein are included within the scope of this delegation.

II. RESERVATIONS

None.

III. REDELEGATION

The AIGI and AIG/ITACCI may redelegate the authority delegated to him/her except as noted above, and except in those cases which involve allegations of criminal activity by elected or appointed officials.

IV. CERTIFICATION AND EFFECTIVE DATE

This delegation is effective upon certification by the Department's Principal Delegation Control Officer, and supersedes delegations EF/EF/109 and EF/EFI/110.

I hereby ratify action within the scope of this delegation taken by you prior to the date of certification.

/s/

John P. Higgins, Jr.

OGC Clearance and Date: /s/ David Berthiaume, 7/13/2004

Certified Date: 7/23/2004

Departmental Delegations Control Officer: /s/ Naty G. Beetle

Control Number: EF/EFI/157