

GAO

United States General Accounting Office  
Washington, DC 20548

Office of  
General Counsel

In Reply  
Refer to: B-189553

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PCM II

October 6, 1980

The Honorable Alice Daniel  
Assistant Attorney General  
Civil Division  
Department of Justice

Attention: Louis Davis, Attorney  
Commercial Litigation Branch

Dear Ms. Daniel:

Subject: Major Leo D. Doyle, et al. v. United States

Mr. Davis of your staff has requested that we review the U.S. Army Finance and Accounting Center's calculation of the amount of backpay due the plaintiffs in the subject case.

Enclosed is our summarization of the calculation we received from the U.S. Army Finance and Accounting Center (Finance) relative to Eldon Craig Loe, plaintiff number 5 in the subject case.

The enclosure sets forth the active duty pay and allowances due the member from the day following his wrongful discharge, September 6, 1975, until the lawful date for discharge of March 31, 1977, as set forth in the court order. Also, included in the refund to the plaintiff are medical costs and health insurance expenses the Army reports were incurred by the plaintiff during his time of wrongful discharge.

The amount of plaintiff's backpay for his court-ordered constructive active duty is reduced by appropriate offsets including his civilian earnings of \$34,515.46 which amount was derived from gross figures supplied by the Finance Center and not verified in any way by us. Finally, the enclosure does not take into consideration deductions for veteran benefits, if any. The Finance Center indicates that undue delay would result from

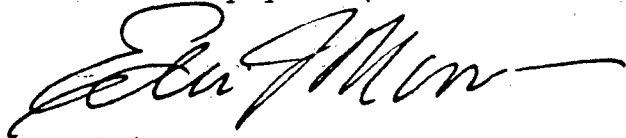


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having to await a report from the Veterans Administration. The Finance Center requests that the plaintiff's consent be obtained to effect any offsets for veteran benefits prior to the entry of judgment.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Edwin J. Monsma", with a long horizontal flourish extending to the right.

Edwin J. Monsma  
Assistant General Counsel

Enclosure

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ELDON CRAIG LOE

I. AMOUNTS DUE MEMBER BEFORE DEDUCTIONS

A. Basic Pay - 6 Sept. 75 - 31 March 77		\$31,076.36
B. Allowances - 6 Sept. 75 - 31 March 77		
1. Basic Allowance for Subsistence	\$1,012.36	
2. Basic Allowance for Quarters	<u>4,669.70</u>	
	\$5,682.06	5,682.06
C. Pay for Accrued Leave on Discharge - 31 March 77		
1. Basic Pay (60 days)	\$3,430.80	
2. Basic Allowance for Subsistence (60 days)	111.22	
3. Basic Allowance for Quarters (60 days)	<u>538.20</u>	
	\$4,080.22	4,080.22
D. Refund Medical and Health Insurance Expenses		<u>1,241.57</u>
		\$42,080.21

II. DEDUCTIONS

A. Pay for Accrued Leave on Discharge - 5 Sept. 75		
1. Basic Pay (49-1/2 days)	\$2,530.94	

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2. Basic Allowance for Subsistence (49-1/2 days)	83.36	
3. Basic Allowance for Quarters (49-1/2 days)	<u>375.21</u>	
	\$2,989.51	2,989.51
B. Army Reserve Pay		3,351.32
C. Civilian Wages		<u>34,515.46</u>
		\$40,856.29
III. NET AMOUNT		<u>\$ 1,223.92</u>