

Headquarters U.S. Air Force

Integrity - Service - Excellence

Ethical & Legal Issues



Mr. Henry Byers

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AFCEE/JA

U.S. AIR FORCE



U.S. AIR FORCE

Judge Advocate (JA)

Judge Advocate (JA)
Staff Judge Advocate, Maj O'Rourke
Technical Assistant, Mr. Dick
Law Office Manager, Ms. Ramirez

Contract Law, Ethics Law, & Fraud Counsel

Ms. Stiteler

Mr. Byers

Ms. Cole

Maj Sumter

Mr. Heydon

Capt Miller

Mr. Grubb

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FAR 52.203-13 Contractor Code of Business Ethics and Conduct

(b) Code of business ethics and conduct.

(1) the Contractor shall—

(i) Have a written code of business ethics and conduct;

(2) The Contractor shall— (i) Exercise due diligence to prevent and detect criminal conduct; and

(ii) Otherwise promote an organizational culture that encourages ethical conduct and a commitment to compliance with the law.

(3) (i) The Contractor shall timely disclose, in writing, to the agency... whenever, ... the Contractor has credible evidence that... the Contractor has committed—

(A) A violation of Federal criminal law...



U.S. AIR FORCE

Violation of Statutory Ethical Standards

■ 18 USC 207

- Representation back

■ 41 USC 423

- Prohibitions on Employment of Procurement Official

■ 18 USC 201 – Bribery

- Hiring USG employees
- Gifts to USG employees
 - Pre-award
 - Post-award



Ethics and Government Contracts

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■ **Conflicts of Interest**

- **Marketing vs Pre-procurement Information**
- **Procurement Integrity**
- **Prime, Team Members and Conflicts of Interest**

■ **Government Direction**

- **Contractor Involvement—who's on first?**
- **Actual Authority**