



DEPARTMENT OF THE AIR FORCE

ARLINGTON, VA 22202-3258

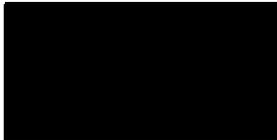
Office of the Deputy General Counsel

VIA CERTIFIED MAIL

SAF/GCR  
1235 S. Clark Street  
Suite 301  
Arlington, VA 22202

MAY 15 2012

Mr. Patrick W. Boyd



Re: Notice of Debarment

Mr. Boyd:

Effective this date, the Air Force has debarred you, Patrick W. Boyd, from Government contracting and from directly or indirectly receiving the benefits of federal assistance programs. This action is initiated pursuant to Federal Acquisition Regulation (FAR) Subpart 9.4, Defense FAR Supplement 209.4 and Appendix H, and 2 C.F.R. Part 1125.

On January 24, 2012, the Air Force proposed you for debarment and afforded you the opportunity to submit information and argument in opposition to your proposed debarment. You were issued a Notice of Proposed Debarment and a Memorandum in Support of the Proposed Debarment. You have not responded.

I have carefully considered all information contained in the Administrative Record and have made the following determinations: a preponderance of the evidence establishes the existence of a cause for debarment; you have failed to demonstrate your present responsibility; and debarment is in the public interest and necessary to protect the Government's interests.

The effects of debarment are set forth in the Notice of Proposed Debarment issued to you, as well as in FAR Subpart 9.4, Defense FAR Supplement 209.4 and Appendix H, and 2 C.F.R. Part 1125, which are provided on our website at:

<http://www.safgc.hq.af.mil/organizations/gcr1/index.asp>. Given the serious nature of your improper actions, the fact that you have not responded, and the fact you are imprisoned through January 28, 2015, your debarment is effective immediately and will run for ten years from the date of your suspension, November 24, 2008. Your debarment will terminate on November 23, 2018.

Sincerely,

A large black rectangular redaction box covering the signature of Steven A. Shaw.

STEVEN A. SHAW  
Deputy General Counsel  
(Contractor Responsibility)



## DEPARTMENT OF THE AIR FORCE

ARLINGTON, VA 22202-3258

JAN. 24 2012

Office of the Deputy General Counsel

MEMORANDUM IN SUPPORT OF THE PROPOSED DEBARMENT OF:

PATRICK W. BOYD

Effective this date, the Department of the Air Force has terminated the November 24, 2008, suspension of Patrick W. Boyd (Mr. Boyd) and proposed the debarment of Mr. Boyd from Government contracting and from directly or indirectly receiving the benefits of Federal assistance programs. This action is initiated pursuant to Federal Acquisition Regulation (FAR) Subpart 9.4.

### INFORMATION IN THE RECORD

Information in the record establishes by a preponderance of the evidence that at all times relevant hereto:

1. Mr. Boyd was an Air Force Master Sergeant deployed as a Contracting Officer to Bagram Airfield (BAF), Afghanistan.
2. Mr. Boyd and others conspired to solicit and accept things of value, including cash, from government contractors and, in return, awarded these contractors government contracts.
3. On August 21, 2008, Mr. Boyd was indicted on three counts of conspiracy in violation of 18 U.S.C. § 371, and three counts of bribery in violation of 18 U.S.C. §§ 201(b)(2)(A) and (C).
4. On June 19, 2009, Mr. Boyd pleaded guilty to conspiracy to commit an offense against the United States, bribery in violation of 18 U.S.C. § 371, and bribery in violation of 18 U.S.C. § 201(b)(2).
5. On December 7, 2011, Mr. Boyd was sentenced to 40 months of imprisonment and ordered to pay a total of \$136,000 in criminal penalties.

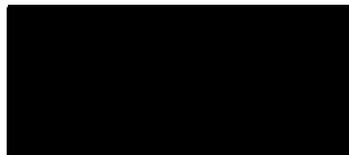
### BASES FOR THE PROPOSED DEBARMENT

1. The improper conduct of Mr. Boyd is of so serious or compelling a nature that it affects his present responsibility to be a Government contractor or subcontractor and provides a separate independent basis for his debarment pursuant to FAR 9.406-2(c).

2. Mr. Boyd's conviction provides a separate independent basis for his debarment pursuant to FAR 9.406-2(a)(1), commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public contract.

3. Mr. Boyd's conviction provides a separate independent basis for his debarment pursuant to FAR 9.406-2(a)(3), commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, tax evasion, violating Federal criminal tax laws, or receiving stolen property.

4. Mr. Boyd's conviction provides a separate independent basis for his debarment pursuant to FAR 9.406-2(a)(5), commission of any other offense indicating a lack of business integrity or business honesty that seriously and directly affects the present responsibility of a Government contractor or subcontractor.



STEVEN A. SHAW  
Deputy General Counsel  
(Contractor Responsibility)



DEPARTMENT OF THE AIR FORCE

ARLINGTON, VA 22202-3258

Office of the Deputy General Counsel

VIA FEDERAL EXPRESS

SAF/GCR  
1235 S. Clark Street  
Suite 301  
Arlington, VA 22202

JAN 24 2012

MSgt Patrick W. Boyd  
[REDACTED]

Re: Notice of Proposed Debarment

MSgt Boyd:

You are hereby notified that the Air Force has proposed that you, Patrick W. Boyd, be debarred from federal Government contracting and from directly or indirectly receiving the benefits of federal assistance programs. This action is initiated pursuant to the authority and the procedures of the Federal Acquisition Regulation (FAR) Subpart 9.4. Copies of FAR 9.4, Defense FAR Supplement 209.4 and Appendix H, and 2 C.F.R. Part 1125 are provided on our website at <http://www.safgc.hq.af.mil/organizations/gcr/index.asp>. 2 C.F.R. Part 1125 is the Defense Department's implementation of the Nonprocurement Common Rule referenced in FAR 9.401. If you do not have access to the Internet and wish to receive a hardcopy of the aforementioned regulations, please submit a written request to my counsel as designated below.

The proposed debarment is based upon the information in the attached Memorandum In Support of the Proposed Debarment (Encl. 1).

The proposed debarment is effective this day and has the following consequences during the period of proposed debarment:

1. Your name will be published in Excluded Parties List System, available at <https://www.epls.gov/>, a publication of the General Services Administration that contains the names of contractors debarred, suspended, proposed for debarment, or declared ineligible by any agency of the Federal Government. Proposed debarment is effective throughout the executive branch of the Federal Government and applies to procurement and nonprocurement programs.
2. Offers will not be solicited from, contracts will not be awarded to, existing contracts will not be renewed or otherwise extended for, and subcontracts requiring Government

approval will not be approved for you by any agency in the executive branch of the Federal Government unless the head of the agency taking the contracting action or a designee states in writing the compelling reason for continued business dealings between you and the agency.

3. You may not conduct business with the Federal Government as an agent or representative of other contractors, nor may you act as an individual surety for other contractors.

4. No Government contractor may award you a subcontract equal to or in excess of \$30,000 unless there is a compelling reason to do so and the contractor first notifies the contracting officer and further complies with the provisions of FAR 9.405-2(b).

5. No agency in the executive branch shall enter into, renew, or extend primary or lower-tier covered transactions in which you are either a participant or principal, unless the head of the agency grants an exception in writing. (Covered transactions are defined at 2 C.F.R. Section 1125.30).

6. You may not act as an agent or representative of other participants in federal assistance programs.

7. Your affiliation with or relationship to any organization doing business with the Government will be carefully examined to determine the impact of those ties on the responsibility of that organization to be a Government contractor or to receive federal assistance.

Within 30 calendar days of the date of this notice, you may submit, either in person or in writing, or both, information and argument in opposition to the proposed debarment. If you provide a written response, an original and one hardcopy must be submitted and an electronic copy is appreciated. You are encouraged to Bates number your submission, including attachments thereto.

If you designate a representative to respond on your behalf, please notify my counsel in writing of the identity of the representative. The designation should specifically state the names and addresses of all individuals or companies the designee has the authority to represent in this matter.

Your submission, if any, should include any specific information that may raise a genuine dispute over material facts. If it is found that the information submitted raises a genuine dispute over material facts, fact-finding may be conducted to determine the disputed facts. Facts proved by conviction or civil judgment, however, are not subject to dispute in this proceeding.

This debarment proceeding has been initiated on the basis of an administrative record. A copy of the record will be furnished upon request. Any written information submitted by you will be added to the administrative record.

The determination whether or not to debar you is discretionary and will be made on the basis of the administrative record, together with any written materials submitted for the record by the Government or you during the period of proposed debarment.

If debarment is imposed, the limitations described in Paragraphs 1 through 7 above will continue to apply and your name will continue to be published in the List of Parties Excluded From Federal Procurement and Nonprocurement Programs. Your status, however, will be changed to reflect that you are debarred.

Any communications regarding this matter should be directed to my counsel: Todd J. Canni, SAF/GCR, 1235 S. Clark Street, Suite 301, Arlington, VA 22202 (703) 604-1471, and todd.canni@pentagon.af.mil.

Sincerely, 

STEVEN A. SHAW  
Deputy General Counsel  
(Contractor Responsibility)

Encl. 1  
a/s