

Lacroix, David CIV OGC

From: Byers, Michael, CIV, OASD-PA [Michael.Byers@osd.mil]
Sent: Monday, October 06, 2003 1:31 PM
To: Williams, Daniel T LTC OCPA; '.USA Ryefield, Cheryl'; Ramsey, Maureen C Ms OCPA; Pastor Donna Col SAF/PAN; Forte June Civ SAF/PA; Varhegyi Wendy Civ SAF/PAN; Timmons Louis J Civ SAF/PAN; '.USCG Morton, Lynford'; '.USCG Terrill, Brad LT'; Cox Maj Stephen A [HQMC]; Giorgi Capt Scott L [HQMC]; Bernard, John G; Dolsak, Joseph; Urban, Bill R; '.USNGB Allen, Mark'; '.USNGB Krenke, Ellen Maj'
Cc: '.MDW Sarratt, Boyd'; Epstein, Stephen, Mr, DoD OGC; Mason, Gail, Ms, DoD OGC; Lacroix, David CIV OGC; Baumgartner Nancy H Lt. Col AF/JAX; Peterson Richard Civ AF/JAA; Groharing Capt Jeffrey D [HQMC]; 'doolingp@cnrse.navy.mil'; 'bbest@ispe.org'; Davis, Archie, LTC, OASD-PA; Evans, Dave, CIV, OASD-PA
Subject: Super Bowl 2004

To all:

We are at the starting point regarding expected requests from the NFL for DoD support to the Super Bowl next January in Houston, Texas.

As with the policy and procedures used over the past three years, please have ALL such requests for DoD support sent to OASD-PA CR&PL for appropriate coordination and legal review .

Through such centralized coordination for the past two years, we provided support to the Super Bowl without getting involved with any legal fall-out. That is a large improvement from the legal problems that received significant Inspector General attention in years prior to that. While DoD has a lesser quantity of military-related resources located within the Houston geographic area, we should be able to provide appropriate support to the 2004 Super Bowl within all legal considerations.

To ensure that all of our participation remains within legal bounds, DoD Component commands and organizations shall make NO commitments to the NFL or other requestor. All request reviews or evaluations by your local command legal and other staff elements, comments, and recommendations shall be forwarded through public affairs channels for review as part of the total request package.

While certain types of participation by DoD personnel, as volunteers out of uniform in their PERSONAL capacity, might be authorized after review, the commitment of taxpayer-funded support by DoD in an OFFICIAL capacity to non-Federal entities shall not be provided prior to completion of such legal review by the office of the OSD General Counsel.

A long list of such participation was requested prior to the Super Bowls during the past two years. Much of that requested support was either restructured to allow us to provide the support under more appropriate criteria, or was disapproved based on the results of legal review.

Please have all requests for DoD support to the 2004 Super Bowl sent to:
Mr. Michael Byers
Senior Assistant for Public Affairs Policy
OASD Public Affairs (CR&PL)

1400 Defense Pentagon
Washington, DC 20301-1400

FAX: (703) 697-2577
Voice: (703) 695-6108
michael.byers@osd.mil