Sanctions System Flowchart

EARLY TEMPORARY SUSPENSION (Optional – Before Investigation Concluded)

Integrity Vice Presidency (INT) submits Request for Temporary Suspension to Evaluation and Suspension Officer (EO).

EO reviews Request to determine if sufficient evidence to support a finding of Sanctionable Practice and a recommended debarment of two years or longer.

Sufficient Evidence

EO issues Notice of Temporary Suspension to Respondent. Respondent temporarily suspended for 6 months upon issuance. Temporary suspension posted on Client Connection.

Within 30 days of delivery of Notice

Respondent may submit a Preliminary Explanation in opposition to temporary suspension.

Within 30 days of submission of Explanation

EO may decide to terminate temporary suspension upon consideration of Preliminary Explanation.

At any time during temporary suspension

If EO determines, based on new information, that there was manifest error or clear basis for termination.

EO may decide to terminate the temporary suspension.

Within 5 months of issuance of Notice

INT may request that EO extend temporary suspension from 6 months to 1 year. EO advises the Respondent of any such extension prior to last day of initial 6-month period.

Within 6 months (or 1 year with extension) of issuance of Notice

INT does not submit Statement of Accusations and Evidence. Temporary suspension expires.

Insufficient Evidence

EO does not issue Notice of Temporary Suspension. INT may submit revised Request for Temporary Suspension to EO.

SANCTIONS PROCEEDINGS (1st Tier – EO Phase)

INT submits Statement of Accusations and Evidence to EO.

If early temporary suspension already in effect, temporary suspension automatically extended.

EO reviews Statement of Accusations and Evidence to determine if sufficient evidence to support finding of Sanctionable Practice.

Sufficient Evidence

EO issues Notice of Sanctions Proceedings (including recommended sanction) to Respondent. If recommended sanction exceeds 6 months, Respondent temporarily suspended upon issuance. Temporary suspension posted on Client Connection.

Within 30 days of delivery of Notice

Respondent may submit Explanation as to why Notice should be withdrawn or recommended sanction revised.

Within 30 days of receipt of Explanation

EO may revise recommended sanction and/or terminate temporary suspension.

Within 30 days of receipt of Explanation

EO may withdraw Notice for manifest error or insufficiency of evidence. Proceedings are closed. INT may submit revised Statement of Accusations and Evidence to EO.

Insufficient Evidence

EO does not issue Notice of Sanctions Proceedings. INT may submit revised Statement of Accusations and Evidence to EO.

OES OFFICE OF EVALUATION & SUSPENSION

SANCTIONS PROCEEDINGS (2nd Tier – Sanctions Board Phase)

Within 90 days of delivery of Notice

Respondent contests allegations and/or recommended sanction by sending Response to Sanctions Board. If Respondent desires hearing, must request in Response.

Respondent does not contest. Sanction recommended by EO is imposed.

Identity of sanctioned parties and corresponding sanctions are publicly disclosed.

Within 30 days of submission of Response

INT may submit Reply in support of Notice to Sanctions Board. If INT desires hearing, must request in Reply.

Respondent or INT may submit additional evidence (together with brief argument), if authorized by the Sanctions Board Chair.

Within a reasonable time frame

Respondent or INT may submit additional arguments and evidence in response to supplemental submission of other side, if authorized by Sanctions Board Chair.

Upon reasonable notice

No hearing request

Sanctions Board hearing

Sanctions Board deliberations

Sufficient Evidence

Sanctions Board issues final decision and imposes sanction.

Identity of sanctioned parties and corresponding sanctions are publicly disclosed.

Insufficient Evidence

Proceedings terminated. INT may submit revised Statement of Accusations and Evidence to EO if new evidence available.

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