

AMENDING SUBVERSIVE ACTIVITIES CONTROL ACT OF 1950 1689

Dec 7, 66
5220.6

10. Should the applicant not answer the Statement of Reasons, the Department of Defense component which forwarded the case shall be directed to deny or revoke the clearance, and the applicant shall be so advised.

B. Examiner and Prehearing Procedures

1. The applicant who requests and is granted a hearing will be notified of the time and place of the hearing by the Examiner to whom the case is referred. Upon request either of the applicant or Department Counsel, postponements may be granted in the discretion of the Examiner. Dilatory postponements will not be allowed. Normally the hearing will be held in the city where the Examiner's office is located. Where the circumstances warrant convening at a different location, the Examiner may schedule the hearing elsewhere.
2. Department Counsel is authorized to consult directly with the applicant or his counsel for the purpose of reaching agreement with respect to matters in issue. Stipulations entered into shall be binding upon the applicant and the Department of Defense for the purpose of these proceedings.
3. The applicant is responsible for producing witnesses and other evidence in his own behalf at the hearing. Upon request, the Department Counsel and the Examiner may provide assistance upon a showing that it is practicable and necessary.
4. Department Counsel is responsible for producing witnesses and information relied upon by the Department to establish those facts alleged in the Statement of Reasons which have been controverted. All Department of Defense components shall cooperate fully with Department Counsel so that the Department's responsibilities under this paragraph may be fulfilled.