

specific issues involved in the appeal, cite the relevant portions of the record and set out the reasons why the determination should be reversed. Where an appeal is made in person, the appellant shall file with the Appeal Board, prior to the scheduled appeal hearing, a written statement identifying the issues to be considered before the Appeal Board. Appellant shall send a copy to the appellee who may file a statement in reply.

3. The Appeal Board may recommend to the Assistant Secretary of Defense (Administration), or his designee, that a case be returned (1) for further investigation, or (2) to the Examiner with instructions to take further testimony.
4. Appeal Board deliberations will be made in executive session and the Board's determination arrived at by majority vote. The Board will prepare a written determination setting forth whether it is clearly consistent with the national interest to grant or continue a clearance to a specific level. The determination will include findings for or against the applicant with respect to each allegation in the Statement of Reasons and a separate memorandum of reasons in support of the determination.
5. In those cases in which information was received and considered under D.4. and 5., above, and the Appeal Board's determination is adverse to the applicant, the case record, together with the determinations of the Examiner and the Appeal Board, will be referred to the Secretary of Defense or the appropriate Agency Head, who, following his personal review of the case, will make a final determination. In all other cases, the Appeal Board's determination will be announced as the final determination in the case.
6. If the final determination is adverse to the applicant, he will be furnished findings with respect to each allegation in the Statement of Reasons. The Appeal Board's memorandum of reasons will not be furnished to the applicant.