

# MEMORANDUM

September 15, 1997

To: David G. Marwell  
Executive Director

From: Ronald G. Haron  
Assistant General Counsel and  
Designated Agency Ethics Officer

cc: T. Jeremy Gunn (w/o enc.)  
General Counsel

Subject: Filing of Public Financial Disclosure Report (SF-278) In Connection with Termination of Employment with the Assassination Records Review Board

This is to advise you that you will have to file a public financial disclosure report (SF-278) in connection with your resignation as Executive Director of the Assassination Records Review Board. *See* 5 C.F.R. § 2634.201 (e). This is a standard requirement for a “public filer” whose employment is terminating. An SF-278 form is attached for you to complete.

The report must be filed within 30 days after termination of employment. *Id.* If your last day with the Review Board is October 11, then you must submit your SF-278 form to the Review Board within 30 days thereof (November 10).

The requirement for filing a termination report would not apply if your new position at the U.S. Holocaust Memorial Museum requires you to file an SF-278 form. I confirmed with the Museum’s Legal Counsel, Stewart Bender (202-488-0445), however, that the Museum is not an executive agency within the meaning of the Office of Government Ethics regulations (at 5 C.F.R. § 2634 *et seq.*) and does not require the filing of a public disclosure report (SF-278) for its employees. Rather, as Director of Collections at the Museum, you will probably need to file a confidential disclosure report (OGE-450), according to Mr. Bender. This is not sufficient, however, to obviate the requirement of filing a termination report.<sup>1</sup>

Therefore, you are required to file a public financial disclosure (termination) report with the

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<sup>1</sup> A termination report need not be filed only if the subsequent position is one “for which a public report under the Act is required to be filed . . .” 5 C.F.R. § 2634(e)(2).

Assassination Records Review Board.