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IDENTIFICATION FORM

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DOCUMENT INFORMATION

ORIGINATOR : CIA
FROM : CHAIRMAN, BOARD OF REVIEW
TO : ASSISTANT DEPUTY DIRECTOR (SUPPORT)
TITLE : DAVID A. PHILLIPS - REQUEST FOR APPROVAL OF WRITE-OFF
OF EXPENDITURES OF $1,000 CUBAN PESOS 1963-64 BOARD
OF REVIEW CASE NO. 180.
DATE : 10/17/61
PAGES : 3
SUBJECTS : PHILLIPS, DAVID
APPROVAL REQUS
WRITE-OFF REQUS
CUBAN PESOS
PACKING AND CRA

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CLASSIFIED
ATTACHMENT

[R] - ITEM IS RESTRICTED
SECRET

17 OCT 1961

MEMORANDUM FOR: Associate Deputy Director (Support)

SUBJECT: Request for Approval of Write-off of Expenditures of $1,000 Cuban Peso, SDF 234,
Board of Review Case No. 189

1. PROBLEM:

In March 1960, David A. Phillips, a staff employee, was assigned FOB to Headquarters from Havana, Cuba. Due to unsettled political conditions, no ships were available for shipment of personal effects to the U.S. before departure of Phillips and his family. The payers requested an advance of $1,000 Cuban pesos to meet forwarding expenses when a ship was available. Although most of personal effects were eventually received in the U.S., Phillips has been unable to obtain accounting for expenditures of the $1,000 Cuban pesos. Final accounting for the move of Phillips and his family cannot be resolved until a decision is made on the validity or crediting of the above advance. (Except for the 20 July 1961 memo attached)

2. FACTS NECESSARY ON THE PROBLEM ACCORDING TO WH DIVISION:

The events described above occurred during a time of considerable political uncertainty. When the payers were aware that no ships were available for shipment of personal effects, they made a reasonable request for an advance. The advance was given to the then President of the packing company. He was given "left the company," according to the present owner. Several letters and cables over a period of twelve months were forwarded to obtain an accounting from the company. A receipt in the handwriting of the President was obtained (See Attachment) which clearly stated his intention to return unclaimed portion of the payment. Also, there were expenses after the departure of Phillips; a law was passed by the Cuban government prohibiting export of any electrical appliances; thus Phillips' lift- yen were opened and the electrical appliances removed; they are still in Cuba...

3. DISCUSSION:

a. "Since the payment was made in a reasonable manner and in good faith and since present conditions in Cuba make further accounting out of the question it appears that Mr. Phillips should not be held..."
b. The Division has indicated that the full station advance to Mr. Phillips was Cuban Pesos ($2,062.70). The accounting of the Cuban company (Cuban Pesos $1,062.70) covered the packing and sorting of the goods of which Mr. Phillips has received a large portion. Mr. Phillips has not presented a claim to the Agency for his electrical appliances seized by the Castro regime, but he is expected to do so after the processing of this request. The amounts are tabulated below:

<table>
<thead>
<tr>
<th>Phillips' account with packing company</th>
<th>Cuban Pesos</th>
</tr>
</thead>
<tbody>
<tr>
<td>First advance</td>
<td>$1,062.70</td>
</tr>
<tr>
<td>Second advance</td>
<td>1,000.00</td>
</tr>
<tr>
<td>Phillips' advance from station</td>
<td>5,000.77</td>
</tr>
<tr>
<td>Don Phillips from Agency</td>
<td>8,13 Balance</td>
</tr>
</tbody>
</table>

4. CONCLUSION:

a. Mr. Phillips should be relieved of further accountability and liability in this case since the events were out of his control and since he has done all that was possible.

b. The receipt for 1,000 Cuban Pesos should be written off since Finance Division is not authorized to accept it in lieu of a regular accounting and a constructive accounting for goods shipped is not possible.

5. RECOMMENDATION:

Since the information presented indicates that Mr. David A. Phillips acted in good faith and no negligence in handling the advance of official funds (Cuban Pesos $1,000.00) and that the accounting is possible because of factors beyond control of himself or the U.S. Government, it is recommended that he be relieved of further accountability or liability and that the shortage which amounts to U.S. $362.50 be written off to account 4055-5433-3000 as an operational support expense.

R. E. FUSE
Chairman, Board of Review

Attachments:
1. Form 662 80 July 61 to 5/3/62 to 12/4
2. Receipt and Accounting of 5 Bars 60
SOURC: David A. Phillips - Request for approval of write-off of expenditure of £1,000 in Item 100, 496.84, EX Case No. 180

COUER:

L E Lucy
Audit Staff

C T Hayley
Security Office

George E. Purcell
Office of the Deputy Director (Place)

A C Little
Office of General Counsel

P. Saunders
Controller

17 OCT 1961
Date

The action recommended in paragraph five (5) above is approved.

(signed) H. Gates Lloyd

19 OCT 1961
Date

Assistant Deputy Director (Support)

D/R (29 Sept. 1961)

Distribution:

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