
Office of Special Counsel Filing Details

From Filing NoReply <filing-noreply@osc.gov>

Date Thu 12/19/2024 2:14 PM

To aabiwr@live.com <aabiwr@live.com>

■ 1 attachment (372 KB)

OSCFiling-MedeirosDavid-DI-12192024714.pdf;

Please find attached a PDF documenting the details of your filing with the Office of Special Counsel. Please review and make sure your information is correct. Changes cannot be made using the Online Filing Portal. If you need to amend or add information regarding your complaint, please contact the attorney/investigator assigned or email info@osc.gov.



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*Denotes required fields.

IMPORTANT INFORMATION ABOUT FILING A DISCLOSURE

OSC WHISTLEBLOWER DISCLOSURE CHANNEL

Under 5 U.S.C. § 1213 and related provisions, the Office of Special Counsel (OSC) serves as a secure channel for federal employees, former federal employees, and applicants for federal employment with reliable knowledge of the wrongdoing to disclose:

- a violation of law, rule or regulation;
- gross mismanagement;
- gross waste of funds;
- an abuse of authority;
- a substantial and specific danger to public health or safety; and/or
- censorship related to scientific research.

OSC JURISDICTION

OSC has no jurisdiction over disclosures filed by:

- employees of the U.S. Postal Service and the Postal Regulatory Commission;
- members of the armed forces of the United States (*i.e.*, non-civilian military employees);
- state employees operating under federal grants;
- employees of federal contractors;
- other employees or federal agencies that are exempt under federal law; and
- Congressional or judicial branch employees.

ANONYMOUS SOURCES

While OSC will protect the identity of persons who make disclosures, it will not consider anonymous disclosures. If a disclosure is filed by an anonymous source, the disclosure will be referred to the Office of Inspector General in the appropriate agency. OSC will take no further action.

RETALIATION

Do you believe you suffered retaliation by your agency for disclosing wrongdoing? If yes, you may file a complaint of retaliation by navigating back to "My Cases" and selecting "New Complaint." Select Option 1 to complete and submit a Complaint of Prohibited Personnel Practice or other Prohibited Activity (PPPs). *If you have already completed the Complaint of Prohibited Personnel Practice or other Prohibited Activity above, please continue with this Disclosure.* PPPs are employment-related activities that are banned in the federal workforce.



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PPPs generally involve some type of personnel decision or action and may result in personal relief for people who have been subject to a PPP. For example, if we find that you were removed from federal service in retaliation for whistleblowing, OSC may act to get your job back. PPPs can also include allegations of harassment, failure to issue appraisals, and improper hiring. Do not file a disclosure to report retaliation or other PPPs.

CONTACT INFORMATION

Title:

First Name:* David

Middle Initial:

Last Name:* Medeiros

International Address?: No

Address:*

215 Mountain St

Willimantic, CT 06226

Cell Phone Number:

Home Phone Number:

Office Phone Number:

Ext.

Email Address:* aabiwr@live.com

Preferred means of contact:

Email: Yes

Cell phone: No

Home phone: No

Office phone: No

REPRESENTATIVE INFORMATION

Do you have representation? No

Information about representative, if applicable.

First Name:*

Middle Initial:

Last Name:*

International Address?:

Address: *



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Office Phone Number:

Ext.

Cell Phone Number:

Home Phone Number:

Email Address:

EMPLOYMENT INFORMATION

Name of Department/Agency about which you are making a disclosure.

Department:* Other/Independent Agency

Agency:* Office Of Special Counsel

Agency subcomponent: FOIA Office / Whistleblower Protection Program

Street Address: 1730 M Street, N.W., Suite 218

City: Washington

State: DC

Zip Code: 20201

Employment Status:* Applicant For Federal Employment

Title	Series	Grade

Please provide your dates of employment in this position.

Employment Service Type	Employment Service Subtype	If Other (specify)
Excepted Service	Other	Applicant for Federal Employment Private Citizen, Advocate, and Whistleblower
Other	Other	Applicant for Federal Employment Private Citizen, Advocate, and Whistleblower

Are you covered by a collective bargaining agreement?



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DETAILS OF YOUR DISCLOSURES

Please identify the type of wrongdoing that you are alleging. You can make multiple disclosures, but you **MUST** choose one option. If you check "violation of law, rule, or regulation," specify, if you can, the particular law, rule or regulation violated (by name, subject, and/or legal citation). For each allegation, please answer the following questions (be as specific as possible). Please keep in mind that you will have an opportunity to provide more information and someone from OSC will contact you.

If OSC determines there is a substantial likelihood of wrongdoing, OSC will refer your disclosures to the involved agency for an investigation and report. To meet the substantial likelihood standard, there must be a significant probability that the information reveals wrongdoing that falls within one or more of the categories above. In its evaluation, OSC considers the strength, reliability, and credibility of the disclosures. If the substantial likelihood determination cannot be made, OSC will determine whether there is sufficient information to exercise its discretion to refer the allegations.

DISCLOSURES

Allegation	Violation of Law, Rule or Regulation
What action did they take?	The U.S. Office of Special Counsel (OSC), through Barbara Wheeler Jones, Jennifer Wheeler, and associated personnel, took the following actions: Denied the Existence of Valid Records: Refused to acknowledge the existence of whistleblower complaint DI-12112024134, despite documented confirmations of receipt via email and attached filings. Obstructed Justice: Provided contradictory responses regarding the status of the whistleblower complaint and related FOIA request (#FOIA-2025-063), impeding transparency and accountability. Delayed and hindered access to critical records required for whistleblower protections and federal oversight. Violated Federal Disclosure Laws: Failed to comply with FOIA requirements under 5 U.S.C. § 552, including timely processing and the provision of



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	records related to whistleblower disclosures and ADA accommodations. Failed to Process a Whistleblower Disclosure: Neglected their statutory duty under 5 U.S.C. § 1213 to review, process, and act upon the whistleblower disclosure associated with DI-12112024134, thereby undermining protections for reporting misconduct. Violated ADA and Rehabilitation Act Requirements: Refused to provide requested accommodations for a documented disability, including: Accessible, screen-reader-compatible formats for all documents. Plain-language summaries for complex records. Exclusive email communication as requested. Failed to Identify Responsible Personnel: Did not disclose the names, titles, or roles of the individuals involved in the search, review, and handling of the FOIA and whistleblower requests, further obstructing accountability. These actions collectively violated federal laws, constitutional rights, whistleblower protections, taxpayer rights, and ADA mandates.
When did this occur?	This occurred between December 11, 2024, and December 19, 2024, with key events as follows: December 11, 2024: The whistleblower complaint DI-12112024134 was submitted and acknowledged by the U.S. Office of Special Counsel (OSC) via email. OSC sent confirmation of receipt, including the detailed filing document, confirming the complaint submission and case number. December 16, 2024: OSC acknowledged receipt of FOIA request #FOIA-2025-063 and assigned it a tracking number. This acknowledgment confirmed the request for records related to DI-12112024134. December 18, 2024: OSC provided a contradictory response, claiming that complaint DI-12112024134 was not a valid record and requested clarification, despite prior confirmation of its existence and processing. December 19, 2024: As of this date, OSC has continued to deny the existence of complaint DI-12112024134, obstructing justice, violating whistleblower and ADA laws, and failing to comply with FOIA and constitutional requirements.



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How did you discover this action?	I discovered this action through direct correspondence and official communications from the U.S. Office of Special Counsel (OSC). Specifically: December 11, 2024: I submitted whistleblower complaint DI-12112024134 to OSC. Shortly after submission, I received an email confirmation from OSC acknowledging receipt and providing documentation that included the complaint details and case number. December 16, 2024: I submitted a FOIA request (#FOIA-2025-063) seeking records related to the whistleblower complaint. OSC acknowledged receipt of this FOIA request, confirming their obligation to respond under federal law. December 18, 2024: OSC issued a contradictory response, stating that complaint DI-12112024134 was invalid or nonexistent. This claim directly conflicted with their earlier acknowledgment of receipt and confirmation emails. The conflicting responses and refusal to recognize complaint DI-12112024134 exposed OSC's obstruction of justice, non-compliance with whistleblower laws, and violations of ADA and FOIA requirements. These were confirmed through the discrepancies in OSC's official communications, which I tracked and documented.
What additional facts support your allegation?	The following additional facts substantiate my allegation: Official Documentation Contradicting OSC's Denial December 11, 2024 – Confirmation of Complaint Filing (DI-12112024134): Upon submitting whistleblower complaint DI-12112024134, I received an email from OSC's automated system acknowledging receipt of the complaint. Attached to the email was a PDF document confirming the full submission details, including the complaint's specific identifier, DI-12112024134, and advising me of the next steps in the process. December 16, 2024 – FOIA Request Submission (#FOIA-2025-063): I submitted a FOIA request seeking all records related to DI-12112024134. OSC confirmed receipt of this request and assigned tracking number #FOIA-2025-063, indicating their responsibility to process the request under the Freedom of Information Act (5 U.S.C. § 552). December 18, 2024 – Contradictory Response from OSC:



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	OSC issued a written response stating that complaint DI-12112024134 did not exist or was invalid. This directly contradicted their prior acknowledgment of the filing and the attached confirmation document. Legal Obligations and OSC's Violations FOIA Requirements (5 U.S.C. § 552): OSC's denial of records and refusal to process a valid FOIA request violates FOIA, which mandates transparency and timely access to government-held information. Their conflicting responses suggest either a failure to conduct a proper search or an intentional suppression of records, constituting obstruction of justice. ADA Compliance: I submitted ADA accommodation requests to OSC, including the provision of accessible formats and simplified summaries. OSC ignored these legally mandated accommodations, violating Title II of the ADA (42 U.S.C. § 12132) and Section 504 of the Rehabilitation Act (29 U.S.C. § 794). Whistleblower Protection Act Violations (5 U.S.C. § 1213): OSC's denial of the existence of a validly submitted whistleblower complaint indicates a systemic failure to comply with its statutory duty to protect whistleblowers and process their disclosures in good faith. Documented Evidence: Emails and Attachments from OSC: The acknowledgment email and the attached confirmation document (dated December 11, 2024) confirm that complaint DI-12112024134 was successfully filed and entered into OSC's system. The FOIA acknowledgment email (dated December 16, 2024) demonstrates that OSC received my request for records related to this complaint. OSC's Contradictory Statement (December 18, 2024): OSC's claim that the complaint was "invalid" or "nonexistent" directly contradicts their own documented confirmations. Patterns of Obstruction and Neglect: OSC's refusal to process a valid complaint and their contradictory statements suggest intentional suppression of whistleblower disclosures. Their failure to provide legally required accommodations under ADA indicates systemic neglect of accessibility requirements, further obstructing my ability to obtain information. Public Interest and Urge
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Allegation	Gross Mismanagement
What action did they take?	What Action Did They Take? The following actions, or failures to act, demonstrate gross mismanagement at the U.S. Office of Special Counsel (OSC) and related entities: 1. Mishandling of Whistleblower Complaint (DI-12112024134) Refusal to Acknowledge Filing: Despite OSC confirming the submission of complaint DI-12112024134 via email and issuing a detailed filing receipt, it later denied the existence of the case. This constitutes systemic mismanagement and failure to process whistleblower complaints under 5 U.S.C. § 1213. Failure to Assign or Investigate: OSC failed to assign a responsible investigator or attorney to address the complaint, violating whistleblower protection statutes and undermining accountability. Obstruction of Justice: The contradictory claims and lack of progress in handling the complaint suggest intentional suppression or systemic inefficiency, violating 18 U.S.C. § 1505 (obstruction of proceedings). 2. Non-Compliance with FOIA Request (#FOIA-2025-063) Failure to Conduct Adequate Search: OSC's FOIA staff failed to perform a thorough search for records related to DI-12112024134, directly violating 5 U.S.C. § 552. Falsification of Records Status: OSC falsely claimed the complaint did not exist, despite having acknowledged its receipt. This undermines transparency and public trust in government processes. Delays in Responding: OSC failed to comply with statutory timelines for FOIA processing, denying lawful access to records within the required 20 business days. 3. Systemic Non-Compliance with ADA Requirements Failure to Provide Reasonable Accommodations: OSC did not implement requested accommodations under Title II of the ADA and Section 504 of the Rehabilitation Act, including: Providing accessible formats for records (e.g., screen-reader-compatible PDFs). Summarizing technical or complex documents in plain language. Ensuring communication through email-only platforms as requested. Discrimination Against Individuals with Disabilities: The lack of accommodations constitutes



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	systemic exclusion and unequal treatment, violating 42 U.S.C. § 12132. 4. Suppression of Transparency and Accountability Gross Mismanagement of Whistleblower Protections: By failing to process the complaint, OSC has discouraged whistleblower disclosures, undermining public oversight and violating the Whistleblower Protection Act. Lack of Oversight or Escalation: No steps were taken to involve higher authorities (e.g., DOJ Inspector General, Congressional Committees) to address or resolve systemic failures. Failure to Document Decision-Making: OSC has not provided any written justification for its denial of records or its contradictory responses, violating transparency mandates under FOIA and 5 U.S.C. § 1214. 5. Mismanagement of Taxpayer Resources Wasting Public Funds: The failure to process valid whistleblower complaints and FOIA requests has wasted taxpayer dollars and resources, constituting gross mismanagement of funds. Loss of Public Confiden
When did this occur?	When Did This Occur? The gross mismanagement at the U.S. Office of Special Counsel (OSC) occurred over the following timeline: December 11, 2024: Complaint DI-12112024134 was submitted and acknowledged by OSC via email, with a receipt confirmation and filing details sent to the complainant. Supporting evidence was attached, including detailed documentation of whistleblower allegations and violations. December 16, 2024: FOIA request #FOIA-2025-063 was submitted to OSC for records related to DI-12112024134. OSC acknowledged receipt of the FOIA request, assigned a tracking number, and confirmed processing was underway. December 18, 2024: OSC issued a contradictory response denying the existence of complaint DI-12112024134, despite previous acknowledgment and associated documentation. OSC failed to provide any statutory justification for the denial or the inability to locate records. Ongoing: OSC has failed to process the complaint or escalate it to the appropriate investigative autho



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How did you discover this action?	How Did You Discover This Action? The actions constituting gross mismanagement were discovered through the following sequence of events: Acknowledgment of Filing: On December 11, 2024, I received an email confirmation from the U.S. Office of Special Counsel (OSC) acknowledging receipt of my whistleblower complaint DI-12112024134. The acknowledgment included filing details and a reference to OSC's role in processing whistleblower disclosures. FOIA Request Submission: On December 16, 2024, I submitted a FOIA request (#FOIA-2025-063) to OSC seeking records and communications related to DI-12112024134. This request was acknowledged by OSC, confirming its receipt and processing. Contradictory Response: On December 18, 2024, OSC issued a response to the FOIA request, claiming that complaint DI-12112024134 does not exist, despite the previously documented acknowledgment and the provided filing reference. ADA Non-Compliance: Throughout the process, OSC failed to implement requested ADA accommodations (e.g., accessible formats, plain-language summaries) despite repeated and legally justified requests. This pattern revealed systemic deficiencies in OSC's adherence to accessibility standards. Cross-Referencing Documentation: By cross-referencing the complaint confirmation email, FOIA tracking information, and subsequent denials, I identified clear contradictions and failures in OSC's handling of both the complaint and FOIA request. These contradictions revealed severe procedural lapses and possible intentional suppression of records. Ongoing Lack of Action: Continued failure to address the complaint, respond to the FOIA request, or comply with statutory and constitutional obligations further confirmed systemic gross mismanagement within OSC operations.
What additional facts support your allegation?	What Additional Facts Support Your Allegation? The following facts substantiate the allegation of gross mismanagement by the U.S. Office of Special Counsel (OSC): 1. Documented Acknowledgment of Complaint



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	Submission On December 11, 2024, OSC acknowledged the receipt of whistleblower complaint DI-12112024134 through an official confirmation email. This acknowledgment provided: A unique filing number (DI-12112024134). Confirmation of the complaint's submission and details on how OSC would process it. Attached documentation of the filing, establishing its authenticity and receipt by OSC. 2. Contradictory FOIA Responses On December 16, 2024, OSC acknowledged receipt of my FOIA request #FOIA-2025-063, seeking records related to complaint DI-12112024134. On December 18, 2024, OSC issued a contradictory response claiming that complaint DI-12112024134 does not exist, despite the previously documented acknowledgment. The discrepancy indicates either systemic procedural breakdowns or intentional suppression of records. 3. Violations of ADA Accommodations Despite multiple requests for ADA accommodations under Title II of the ADA and Section 504 of the Rehabilitation Act, OSC failed to: Provide records in accessible formats. Include plain-language summaries of complex documents. Respond exclusively through accessible electronic means (e.g., email). This non-compliance with legally mandated accommodations highlights systemic management failures and potential discrimination against individuals with disabilities. 4. Failure to Process Whistleblower Complaint Under 5 U.S.C. § 1213, OSC is mandated to: Accept and process whistleblower disclosures. Conduct investigations or appropriately refer complaints to relevant agencies. OSC has failed to provide any substantive updates, actions, or resolution regarding complaint DI-12112024134, despite legal requirements and my repeated inquiries. 5. Obstruction of Justice The refusal to acknowledge or act upon a valid whistleblower complaint constitutes obstruction under 18 U.S.C. § 1505. This behavior raises serious concerns about intentional efforts to suppress or retaliate against whistleblowers. 6. Systemic Lack of Transparency and Accountability The combination of: Contradictory responses to FOIA
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	requests. Failure to act on the whistleblower complaint. Non-compliance with ADA accommodations. Lack of communication or explanation regarding procedural lapses. This pattern reflects systemic gross mismanagement and a failure to uphold OSC's statutory responsibilities under FOIA, the Whistleblower Protection Act, and the ADA. 7. Economic and Ethical Implications By failing to address whistleblower disclosures, OSC allows potential fraud, waste, and abuse of federal resources to go unchecked. Such failures undermine public trust in OSC's ability to safeguard whistleblower protections and ensure government accountability. Conclusion These facts demonstrate a consistent pattern of gross mismanagement within OSC, including pro
Allegation	Abuse of Authority
What action did they take?	Actions Taken by Individuals Involved in Abuse of Authority: Denial of Records (FOIA and Whistleblower): Falsely claimed that DI-12112024134 does not exist despite documented evidence of its receipt and acknowledgment by the Office of Special Counsel (OSC). Refused to provide requested records under FOIA request FOIA-2025-063, obstructing access to information protected under 5 U.S.C. § 552 (FOIA) and whistleblower protection laws (5 U.S.C. § 1213). Obstruction of Justice: Intentionally delayed or misrepresented the status of the whistleblower complaint (DI-12112024134), preventing timely investigation and enforcement of whistleblower protections. Suppressed whistleblower disclosures by failing to document or act upon reported violations, contravening 18 U.S.C. § 1505. Failure to Implement ADA Accommodations: Ignored explicit requests for ADA-mandated accommodations, including accessible formats for communication, plain-language summaries, and exclusive email communication. This violates Title II of the ADA (42 U.S.C. § 12132) and Section 504 of the Rehabilitation Act (29 U.S.C. § 794). Systemic Mismanagement and Retaliation: Allowed procedural mismanagement to undermine the integrity of OSC's whistleblower protection and



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	complaint resolution processes. Created an environment of retaliation or neglect, deterring whistleblowers from filing complaints or seeking recourse for misconduct. Misinformation and Lack of Transparency: Misrepresented the chain of custody, procedural steps, and investigative actions related to DI-12112024134. Failed to disclose search methodologies, personnel involved, or databases queried, undermining trust in OSC's operations and violating public accountability standards. Collusion or Neglect in Oversight: Federal and state officials failed to intervene despite evident non-compliance with federal statutes, contributing to systemic failures. Key personnel, including FOIA officers, legal counsel, and program administrators, allowed procedural delays, denials, and suppressions to persist unchallenged. Summary: The actions taken demonstrate a pattern of abuse of authority through procedural obstruction, denial of legal rights under FOIA and whistleblower statutes, systemic mismanagement, and the failure to implement disability accommodations. These actions collectively undermine public trust, transparency, and accountability while violating multiple federal laws and constitutional protections.
When did this occur?	Timeline of Abuse of Authority: Initial Submission and Confirmation (December 11, 2024): Whistleblower complaint DI-12112024134 was submitted to the Office of Special Counsel (OSC) and acknowledged via email. Supporting documents were attached, and acknowledgment emails confirmed receipt of the submission. FOIA Request Submission (December 16, 2024): FOIA request FOIA-2025-063 was submitted, requesting all records related to DI-12112024134. OSC acknowledged receipt of the request, confirming the tracking number. OSC's Denial of Records (December 18, 2024): OSC claimed that DI-12112024134 is "not a valid OSC record number," contradicting earlier acknowledgment emails and submitted evidence. Escalated Communications and ADA Requests (December 19, 2024): Multiple communications were sent



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	demanding compliance with FOIA, ADA accommodations, and whistleblower protection statutes. OSC failed to respond substantively or address the inconsistencies. Ongoing Delays and Obstruction (December
How did you discover this action?	I discovered this abuse of authority through: Confirmation Emails from OSC (December 11, 2024): After submitting my whistleblower complaint DI-12112024134, I received confirmation emails from the OSC acknowledging receipt of the complaint and assigning it a filing identifier. These emails included details of my submission and assured me that further communication would follow. FOIA Submission and Acknowledgment (December 16, 2024): When I submitted FOIA request FOIA-2025-063, OSC acknowledged receipt of the request and provided a tracking number, reaffirming that my complaint and related records existed within their system. Contradictory Response from OSC (December 18, 2024): OSC claimed that DI-12112024134 was "not a valid OSC record number" despite previous confirmations. This directly contradicted the acknowledgment emails and attached supporting documents I had received and provided. Failure to Provide ADA Accommodations and Records (Ongoing): OSC failed to respond to ADA accommodation requests, release records, or address discrepancies in its contradictory claims. This obstruction became evident as I attempted to resolve these issues through direct communication with OSC officials. These actions demonstrated a clear pattern of obstruction, inconsistency, and abuse of authority, which I identified through OSC's own contradictory communications and their failure to fulfill statutory obligations.
What additional facts support your allegation?	Additional facts supporting the allegation of abuse of authority include: Documented Confirmation of Complaint Submission: On December 11, 2024, OSC acknowledged receipt of my whistleblower complaint DI-12112024134 via multiple confirmation emails. These included a detailed record of my submission and the



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	assigned filing identifier. These documents demonstrate that the complaint was submitted and recognized by OSC. Contradictory Denial of Complaint's Existence: On December 18, 2024, OSC claimed that DI-12112024134 was "not a valid OSC record number," directly contradicting their earlier acknowledgment emails. This inconsistency suggests intentional misrepresentation or systemic mismanagement. Failure to Respond to FOIA Request: Despite acknowledging receipt of FOIA request FOIA-2025-063 on December 16, 2024, OSC has failed to produce any responsive records. This delay violates FOIA's statutory time limits and suggests deliberate obstruction of transparency. Ignored ADA Accommodation Requests: My requests for ADA-compliant communication formats and plain-language summaries—required under Title II of the ADA and Section 504 of the Rehabilitation Act—have been systematically ignored, further obstructing my ability to participate in the process. OSC's Statutory Responsibilities: As mandated by 5 U.S.C. § 1213, OSC is required to process whistleblower disclosures promptly and ensure transparency. Its failure to address my complaint or provide records undermines its statutory obligations and raises concerns about internal accountability. Pattern of Non-Compliance: OSC's refusal to act on confirmed submissions and its contradictory responses highlight systemic issues of neglect, mismanagement, and potential retaliation against whistleblowers. Impact on Public Trust and Transparency: By obstructing the processing of my disclosure and withholding records, OSC has not only harmed me as a whistleblower but also undermined public trust in its oversight functions. These facts collectively establish a pattern of abuse of authority by OSC officials, who have failed to fulfill their statutory duties, comply with legal obligations, and uphold the principles of transparency and accountability.
Allegation	Gross Waste of Funds



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What action did they take?	Actions Taken Contributing to Gross Waste of Funds: Mismanagement of Whistleblower Complaints Failure to properly process and investigate whistleblower complaints, including DI-12112024134, resulted in prolonged delays, duplicated efforts, and unresolved issues. Resources allocated for complaint handling were misused or underutilized. Denial and Obstruction of Records Systematic denial of FOIA requests (#FOIA-2025-063) and other related disclosures required extensive follow-up, appeals, and escalations, wasting administrative time and taxpayer funds. Non-Compliance with ADA Accommodations OSC failed to provide legally mandated ADA accommodations, resulting in redundant efforts, communication inefficiencies, and the need for escalations to external entities (e.g., DOJ Civil Rights Division, OGIS). This non-compliance caused significant delays and misallocation of resources. Inefficient Recordkeeping and Search Processes OSC's internal disorganization and failure to maintain accessible records led to repeated claims of "no responsive records," requiring additional searches, appeals, and administrative time that could have been avoided. Failure to Utilize Oversight and Accountability Mechanisms OSC neglected its statutory responsibility to ensure proper oversight of whistleblower complaints and resource management. This resulted in unchecked misallocation of funds and lack of resolution for key cases. Improper Resource Allocation to Legal and Administrative Support Resources intended for whistleblower protection and investigation were diverted to address unnecessary legal disputes, FOIA denials, and appeals. These actions reflect a lack of prioritization and accountability. Inadequate Training and Oversight of Staff and Contractors OSC failed to adequately train staff and contractors on compliance with FOIA, ADA, and whistleblower statutes. This led to inefficient complaint processing, record management, and communication practices. Engagement in Repetitive and Unnecessary Correspondence OSC repeatedly sent contradictory responses, including
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	acknowledgment of complaints followed by claims of nonexistence. These actions consumed excessive resources and created confusion, requiring escalations to external oversight bodies. Neglect of Transparency Obligations Systemic lack of adherence to transparency mandates under FOIA and whistleblower statutes undermined trust, requiring unnecessary intervention from higher authorities and advocacy organizations, further wasting public resources. Failure to Collaborate with Other Agencies OSC failed to collaborate effectively with the DOJ, OGIS, and Congressional Oversight Committees to resolve systemic issues, leading to duplication of efforts and misallocation of funds. Consequences of These Actions These actions demonstrate a systemic failure to efficiently manage taxpayer funds, undermining OSC's mission and violating legal obligations under FOIA, ADA, and whistleblower statutes. This gross mismanagem
When did this occur?	Timeline of Actions Contributing to Gross Waste of Funds: Initial Complaint Filing December 11, 2024: Complaint DI-12112024134 submitted to the U.S. Office of Special Counsel (OSC). Confirmation of receipt provided within minutes. FOIA Request Submission December 16, 2024: FOIA request #FOIA-2025-063 submitted, seeking records related to DI-12112024134. Confirmation of receipt was provided the same day. Contradictory Communications Begin December 18, 2024: OSC claims that complaint DI-12112024134 is "not a valid OSC record," despite previously acknowledging its receipt. Contradictory responses ensue, requiring clarification and escalation. ADA Accommodation Failures Persist Throughout December 2024: OSC repeatedly failed to honor ADA accommodation requests for accessible formats and plain-language summaries, resulting in delays and inefficient communication. Repeated Record Search Denials December 19, 2024: OSC denies the existence of records responsive to FOIA request #FOIA-2025-



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How did you discover this action?	How This Action Was Discovered Direct Involvement in Filing and Submission On December 11, 2024, I personally filed a whistleblower complaint (DI-12112024134) with the U.S. Office of Special Counsel (OSC). I received immediate email confirmation acknowledging the filing and detailing its contents. Contradictory Responses from OSC Following the submission, on December 16, 2024, I submitted a Freedom of Information Act (FOIA) request (#FOIA-2025-063) to obtain records related to the complaint. OSC confirmed receipt of the FOIA request. However, on December 18, 2024, OSC claimed that DI-12112024134 was "not a valid OSC record," directly contradicting its initial acknowledgment of the complaint. Review of FOIA and ADA Non-Compliance Upon receiving OSC's contradictory statements and denial of records, I reviewed their responses in detail and found repeated failures to comply with FOIA statutory obligations and ADA accommodation requests. Analysis of Escalation Delays and Repeated Denials Despite documented evidence of complaint submission and FOIA confirmation, OSC's subsequent denial of valid records raised concerns about systemic failures, waste, and abuse. Analysis of their responses revealed a pattern of obstruction and mismanagement. Supporting Documentation Documentation from OSC emails, FOIA responses, and submitted appeals, along with corroborative evidence of ADA accommodation requests and denials, further demonstrated the breadth of mismanagement. These actions were discovered through firsthand experience, official correspondence, and analysis of inconsistencies in OSC's handling of statutory responsibilities.
What additional facts support your allegation?	Additional Facts Supporting the Allegation Contradictory Documentation from OSC Complaint Submission Acknowledged: On December 11, 2024, OSC sent an email confirmation acknowledging the submission of complaint DI-12112024134, attaching a detailed PDF of the filing and indicating that an assigned attorney or investigator would follow up. FOIA Acknowledgment: On



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	December 16, 2024, OSC acknowledged receipt of FOIA request #FOIA-2025-063, indicating compliance with its legal obligation to search for and provide relevant records. Contradictory Claim: On December 18, 2024, OSC claimed that DI-12112024134 was "not a valid OSC record," contradicting their prior acknowledgment and raising concerns about record tampering or intentional obstruction. Violation of FOIA Requirements OSC's refusal to produce records violated the Freedom of Information Act (5 U.S.C. § 552), which mandates timely responses, thorough searches, and transparency in public records. The refusal to acknowledge records they previously confirmed demonstrates systemic non-compliance. Failure to Comply with ADA Accommodations Multiple ADA accommodation requests, including accessible formats, plain-language summaries, and email-only communication, were ignored or denied, violating Title II of the ADA (42 U.S.C. § 12132) and Section 504 of the Rehabilitation Act (29 U.S.C. § 794). Impact on Whistleblower Protections By refusing to act on DI-12112024134, OSC violated its statutory duties under the Whistleblower Protection Act (5 U.S.C. § 1213), which requires documentation, investigation, and action on whistleblower complaints. Their inaction undermines federal protections and deters others from reporting wrongdoing. Evidence of Systemic Gross Waste of Funds OSC's handling of this matter reflects gross waste of taxpayer funds, as public resources are being used to obstruct rather than fulfill statutory obligations. This undermines the integrity of federal oversight processes. Failure to Address Escalated Appeals Despite multiple appeals and documentation sent to OSC and oversight authorities, there has been no substantive resolution. This pattern of neglect highlights systemic issues and potential abuse of authority within OSC operations. Pattern of Mismanagement and Obstruction OSC's actions and inactions collectively demonstrate a pattern of mismanagement, obstruction of justice, and disregard for legal obligations under FOIA, ADA, and whistleblower
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	protection laws. These additional facts underscore the seriousness of OSC's violations and the need for an independent investigation to ensure accountability and transparency.
Allegation	Danger to Public Health
What action did they take?	Actions Taken in Danger to Public Health: Systematic Obstruction of Justice Denied the existence of whistleblower complaint DI-12112024134 despite documented confirmation of its filing. Provided contradictory responses, creating delays and confusion regarding the status of the complaint and associated FOIA requests. Failure to Address Medicaid Program Mismanagement Neglected oversight and enforcement of standards in Medicaid-funded programs, including the ABI Waiver Program, which supports individuals with brain injuries and disabilities. Allowed potential fraud, waste, and abuse in federally funded health programs to go unchecked, increasing the risk of harm to vulnerable populations. Suppression of Critical Public Health Disclosures Failed to process whistleblower complaints regarding systemic failures in Medicaid and public health programs. Ignored or obstructed disclosure of mismanagement and violations of law that could directly impact public health outcomes. Neglecting ADA Mandates Denied ADA-compliant accommodations, obstructing access to information for individuals with disabilities and impeding their ability to participate in oversight and accountability processes. Created systemic barriers for disabled individuals to access critical healthcare and complaint resolution processes. Gross Mismanagement of FOIA Requests Mishandled FOIA-2025-063, obstructing access to vital records related to Medicaid programs and public health oversight. Refused to conduct thorough searches or provide sworn affidavits detailing search methodologies, thereby delaying transparency and accountability. Endangerment of Public Health and Safety Allowed systemic failures in oversight to persist, potentially exacerbating risks to the health and safety of Medicaid beneficiaries reliant on adequate care



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	and services. Failed to investigate and rectify structural issues within state and federal programs critical to public health. Concealment of Key Records and Evidence Obstructed access to evidence that could reveal systemic negligence, regulatory violations, and mismanagement within Medicaid programs, further endangering public health. Actively delayed the release of critical documentation by misrepresenting the validity of DI-12112024134 and other associated records. Collective Impact: The actions above represent deliberate obstruction and systemic neglect, leading to heightened risks for vulnerable populations dependent on transparent and accountable Medicaid services. These actions directly endanger public health by delaying oversight, exacerbating inequities, and preventing corrective measures.
When did this occur?	Timeline of Events: Initial Filing of Complaint December 11, 2024, 8:34 AM: Complaint DI-12112024134 was filed with the U.S. Office of Special Counsel (OSC). Confirmation of receipt was provided via email, with an acknowledgment of the filing and the assignment of a case number. Subsequent FOIA Requests December 16, 2024: FOIA request #FOIA-2025-063 was submitted to OSC, seeking all records and correspondence related to complaint DI-12112024134. OSC Contradictory Response December 18, 2024: OSC claimed that complaint DI-12112024134 was invalid and denied having records related to the FOIA request, despite previous confirmations of receipt. Ongoing Non-Compliance Between December 11, 2024, and December 19, 2024, OSC failed to provide requested records, obstructed justice, and did not comply with ADA-mandated accommodations, such as accessible formats and plain-language summaries. Impact on Public Health The actions occurred over the course of multiple days and continue as of Decemb
How did you discover this action?	How the Action Was Discovered: Direct Communication: On December 11, 2024, I received a confirmation email from the U.S. Office of Special Counsel (OSC)



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	acknowledging the filing of complaint DI-12112024134. The email included detailed filing information and confirmed that the complaint had been received and logged into their system. FOIA Request Responses: On December 16, 2024, I submitted a FOIA request (#FOIA-2025-063) to obtain records related to my complaint. This request was confirmed by OSC. Contradictory Correspondence: On December 18, 2024, OSC issued a response denying the existence of complaint DI-12112024134, contradicting their initial acknowledgment. This inconsistency highlighted a systemic failure in record-keeping, transparency, and adherence to legal obligations. Pattern of Non-Compliance: Follow-up communications revealed OSC's refusal to address ADA accommodations, disclose records, or provide clarity on the contradictory responses. These actions directly indicated mismanagement and obstruction. Escalation to Oversight Bodies: Analysis of OSC's actions in the context of whistleblower protections, FOIA statutes, and ADA compliance revealed gross mismanagement, deliberate obstruction, and violations of constitutional rights, further corroborated by OSC's own contradictory statements. Evidence Supporting Discovery: Email records from OSC confirming receipt of the complaint. FOIA correspondence highlighting discrepancies in OSC's responses. Documented communications requesting ADA accommodations and whistleblower protections, which were ignored or denied.
What additional facts support your allegation?	Additional Facts Supporting Allegations: Contradictory Documentation: On December 11, 2024, OSC confirmed receipt of complaint DI-12112024134 through an automated email, assigning it a tracking number and confirming its entry into their system. On December 18, 2024, OSC denied the existence of the same complaint in response to FOIA request #FOIA-2025-063. This directly contradicts their earlier confirmation, demonstrating gross mismanagement of case records and possible deliberate obstruction. Failure to Provide ADA Accommodations: OSC ignored multiple requests for



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	ADA-compliant communication, including accessible formats, plain-language summaries, and exclusive email correspondence. These omissions are violations of the Americans with Disabilities Act (42 U.S.C. § 12132) and Section 504 of the Rehabilitation Act (29 U.S.C. § 794). Non-Compliance with FOIA Obligations: OSC failed to produce requested records within the statutory timeframe, as required by 5 U.S.C. § 552. Their refusal to acknowledge or locate records, despite proof of submission, constitutes a breach of federal transparency laws. Pattern of Obstruction and Retaliation: The denial of the complaint's existence raises concerns about deliberate retaliation or negligence by OSC personnel. This obstructs whistleblower protections outlined under 5 U.S.C. § 1213 and may deter other whistleblowers from reporting critical issues. Danger to Public Health and Safety: The mismanagement and suppression of whistleblower disclosures undermine accountability and oversight mechanisms. This has the potential to allow unchecked violations of law or harmful practices within federal agencies, posing a broader risk to public health, safety, and trust in government. Financial Implications: Gross waste of federal funds is evident in the failure to manage whistleblower disclosures, ADA requests, and FOIA compliance. These actions erode taxpayer confidence and increase the risk of undetected fraud or mismanagement within OSC operations. Supporting Evidence: Emails confirming submission and acknowledgment of DI-12112024134. FOIA correspondence (Request #FOIA-2025-063) highlighting OSC's contradictory statements. Documented requests for ADA accommodations, which were ignored or inadequately addressed. Legal analysis showing violations of constitutional rights, FOIA obligations, and ADA requirements. Conclusion: The evidence reveals systemic failures within OSC, including gross mismanagement, obstruction, and non-compliance with legal and constitutional obligations. These actions demand immediate investigation and corrective measures to
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Do you consent to the disclosure of your identity to others outside OSC if it becomes necessary in taking further action on this matter?*

I consent to disclosure of my identity.

Yes

I do not consent to disclosure of my identity. (Even if you do not consent, OSC may disclose your identity if necessary due to an imminent danger to public health or safety or imminent violation of any criminal law. See 5 U.S.C. § 1213(h).)

No

CERTIFICATION

I certify that all of the statements made in this complaint are true, complete, and correct to the best of my knowledge and belief. I understand that a false statement or concealment of a material fact is a criminal offense punishable by a fine, imprisonment, or both. 18 U.S.C. § 1001.*

Yes

BURDEN: The burden for this collection of information (including the time for reviewing instructions, searching existing data sources, gathering the data needed, and completing and reviewing the form) is estimated to be an average of one hour to submit a disclosure of information alleging agency wrongdoing, one hour and fifteen minutes to submit a complaint alleging a prohibited personnel practice or other prohibited activity, or 30 minutes to submit a complaint alleging prohibited political activity. Please send any comments about this burden estimate, and suggestions for reducing the burden, to the U.S. Office of Special Counsel, General Counsel's Office, 1730 M Street, NW, Suite 218, Washington, DC 20036-4505.

This Disclosure of Information was Received by OSC on: 12/19/2024



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PLEASE KEEP A COPY OF YOUR COMPLAINT, ANY SUPPORTING DOCUMENTATION, AND ANY ADDITIONAL ALLEGATIONS THAT YOU SEND TO OSC NOW OR AT ANY TIME WHILE YOUR COMPLAINT IS PENDING.

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