

**§ 521.47 Limitations.**

(a) The notice of hearing with respect to a claim or statement must be served in the manner specified in § 521.8 within 6 years after the date on which such claim or statement is made.

(b) If the defendant fails to file a timely answer, service of a notice under § 521.10(b) shall be deemed notice of hearing for purposes of this section.

(c) The statute of limitations may be extended by agreement of the parties.

**PART 525—ADMINISTRATIVE ENFORCEMENT PROCEDURES OF POST-EMPLOYMENT RESTRICTIONS**

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AUTHORITY: 18 U.S.C. 207(j).

SOURCE: 45 FR 28, Jan. 2, 1980, unless otherwise noted.

**§ 525.1 General.**

The following procedures are hereby established with respect to the administrative enforcement of restrictions on post-employment activities (18 U.S.C. 207(a), (b) or (c)) and implementing regulations (44 FR 19987 and 19988, April 3, 1979) published by the Office of Government Ethics.

**§ 525.2 Action on receipt of information regarding violation.**

On receipt of information regarding a possible violation of the statutory or regulatory post-employment restrictions by a former employee and after determining that such information

does not appear to be frivolous, the Director or the Director's designee shall provide such information to the Director of the Office of Government Ethics and to the Criminal Division, Department of Justice. Any investigation or administrative action shall be coordinated with the Department of Justice to avoid prejudicing possible criminal proceedings. If the Department of Justice informs the Agency that it does not intend to institute criminal proceedings, such coordination shall no longer be required and the Director or his or her designee is free to decide whether to pursue administrative action.

**§ 525.3 Initiation of administrative disciplinary proceeding.**

Whenever the Director or the Director's designee determines after appropriate review that there is reasonable cause to believe that a former Government employee has violated the statutory or regulatory post-employment restrictions, an administrative disciplinary proceeding shall be initiated.

**§ 525.4 Notice.**

The Director or the Director's designee shall initiate an administrative disciplinary hearing by providing the former Government employee with notice of an intention to institute a proceeding and an opportunity for a hearing. Notice must include:

(a) A statement of allegations and the basis thereof sufficiently detailed to enable the former Government employee to prepare an adequate defense;

(b) Notification of the right to a hearing; and

(c) An explanation of the method by which a hearing may be requested.

**§ 525.5 Failure to request hearing.**

The Director may take appropriate action in the case of any former Government employee who has failed to request a hearing after receiving adequate notice.

**§ 525.6 Appointment and qualifications of examiner.**

When a former Government employee after receiving adequate notice requests a hearing, a presiding official (hereinafter referred to as "examiner")