

Paul Solomon
3307 Meadow Oak Drive
Westlake Village, CA 91361
Paul.solomon@pb-ev.com

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The Honorable Stephen A. Feinberg
Dep. Secretary of Defense
1010 Defense Pentagon
Washington, DC 20301-1010

Subj: Apply, not Restore, Gold Standard Science and Purge Junk Science Earned Value Metrics

Dear Hon. Dep. Secretary of Defense Feinberg:

This letter provides evidence that, as stated previously, "The Budgeted Cost of Work Performed (BCWP) and its nefarious derivative, Cost/Performance Index (CPI) have been used to deceive, not inform.

The attached decision of the US Court of Appeals cites DCMA and GAO reports that Lockheed Martin and Northrop Grumman mismanaged management reserve funds to keep "the CPI from worsening" and "using management reserve funds to alter its own and subcontractor performance levels and cost overruns."

Per the decision

1. "also conclude that the DCMA and GAO reports allege facts that make a potentially fraudulent scheme readily identifiable: LMC and its subcontractors were violating contracting regulations by using their management reserve budgets to compensate for over-budget expenditures that would have otherwise raised their CPIs and estimates at completion reported to the government.
2. Contract...explicitly cites CPI reporting as a criteria for the disbursement of award fees."

It is sad and frustrating that the Appeals Court itself repeats the false claim that "EVMS is a set of guidelines, metrics, and control systems that allows the government to maintain real-time awareness of program costs and spending."

Please apply, not "Restore," gold standard science to program management. Get rid of the Corrupted Performance Index and the EVMS Standard, EIA-748. Replace it with guidance and incentives, not a regulation, to use systems engineering standards and Project Management Institute standards and guides that focus on successful completion of the product scope, not the SOW.

Yours truly,



Paul J. Solomon
CC:

Hon. Pete Hegseth, USD
Hon. Glen Grothman, HOAC

Hon. Tammy Duckworth, SASC
Hon. Adam Smith, HASC

Hon. Mike Rogers, HASC	Hon. Ken Calvert , HAC
Hon. Robert J. Wittman, HASC	Hon. Donald Norcross, HASC
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Jon Sindreu, WSJ	Anthony Capaccio, Bloomberg News