



OFFICE OF THE UNDER SECRETARY OF DEFENSE

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ACQUISITION,
TECHNOLOGY
AND LOGISTICS

APR 22 2010

MEMORANDUM FOR COMMANDER, UNITED STATES SPECIAL OPERATIONS
COMMAND (ATTN: ACQUISITION EXECUTIVE)
COMMANDER, UNITED STATES TRANSPORTATION
COMMAND (ATTN: ACQUISITION EXECUTIVE)
DEPUTY ASSISTANT SECRETARY OF THE ARMY
(PROCUREMENT), DASA(P)
DEPUTY ASSISTANT SECRETARY OF THE NAVY
(ACQUISITION & LOGISTICS MANAGEMENT),
DASN(A&LM)
DEPUTY ASSISTANT SECRETARY OF THE AIR FORCE
(CONTRACTING), SAF/AQC
DIRECTORS, DEFENSE AGENCIES
DIRECTORS, DOD FIELD ACTIVITIES

SUBJECT: Rescission of Guidance on section 163 of the Continuing Resolution
Regarding the Association of Community Organizations for Reform Now
(ACORN)

The subject memo, dated October 20, 2009, is hereby rescinded. The Director, Office of Management and Budget issued memorandum M-10-12 dated March 16, 2010, to the heads of executive departments and agencies, Subject: District Court ruling on appropriations provisions regarding the Association of Community Organizations for Reform Now (ACORN). The memorandum stated that the United States District Court for the Eastern District of New York issued an opinion, declaratory judgment, and permanent injunction concluding that the funding prohibitions previously identified are unconstitutional "bills of attainder" under Article I, Section 9 of the United States Constitution. The OMB memorandum can be found at www.whitehouse.gov/omb/assets/memoranda_2010/m10-12.pdf.

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