



U.S. Department
of Transportation

**Federal Aviation
Administration**

Western-Pacific Region
Office of Regional Counsel

P.O. Box 92007
Los Angeles, CA 90009-2007

(310) 725-3454
(310) 725-6816 facsimile

December 19, 2008

VIA FEDERAL EXPRESS

Mr. Jeffrey Lewis
28242 S. Salo Rd.
Mulino, OR 97042

Dear Mr. Lewis:

As we discussed by telephone yesterday, I am providing to you a description by category or location of all documents in the possession, custody, or control of the agency that the agency may use in support of its claims or defenses:

1. All of the documents that were included in the Report of investigation into the incident, AWP20070078, a copy of which you have already received;
2. All documents specifically listed in paragraph 4 of the "MSPB Schedule 752 Requirements for Agency File" attached to the Acknowledgement Order dated December 5, 2008;
3. Your grievance files for all grievances filed since February of 2007;
4. Your medical file with the FAA;
5. Human Resource policies and procedures referenced in the proposed action, and decision letter, and applicable Table of Penalties;
6. Applicable NATCA contract;
7. Your Time and Attendance records since February of 2008.

It is my understanding that you have already received copies of all of the documents referenced above, although you will be receiving additional copies in the Agency File which is expected to be sent out to you early next week.

Your list of potential witnesses who have discoverable information is exceptionally complete. Indeed, you have listed far more individuals than I believe have discoverable information, and at this time, I don't have any additions to the list. I can advise you that Dr. Roberts has passed away and is no longer available.

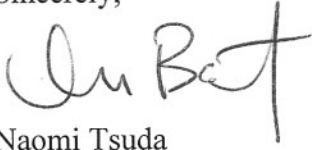
RCVD FEDEX 12/20/08 ~11AM
(dropped @ door)

~~STREET~~ WEB: FEDEX
IN-PROCESSED @ HAWTHORNE
12/19 @ 1519

This letter will also confirm that I will call you on Tuesday, December 23, 2008, at 10:00 a.m. to engage in preliminary discussions to define the issues, discuss stipulations, and the possibility of settlement.

If you have any questions, you may call me at (310) 725-7101, or Don Bobertz (310) 725-3454.

Sincerely,

A handwritten signature in cursive script, appearing to read "Naomi Tsuda".

for Naomi Tsuda
Regional Counsel

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5. **FedEx** *US Airbill*
Express

FedEx Tracking Number

8682 5962 5521

1 From This portion can be removed for Recipient's records.

Date 12/19/2008 FedEx Tracking Number 868259625521

Sender's Name N. Tsuda, DonbRobertz Phone 310 725-7114

Company FAA-AWP-7

Address 13000 AVIATION BLVD

City LAWNDALE State CA ZIP 90261-1000

2 Your Internal Billing Reference

3 To

Recipient's Name Mr. Jeffrey Lewis Phone 503-710-1515

Company _____

Recipient's Address _____
We cannot deliver to P.O. boxes or P.D. ZIP codes. Dept./Floor/Suite/Room _____

Address 28242 S. Saio Road
To request a package be held at a specific FedEx location, print FedEx address here.

City Mulino State OR ZIP 97042

0394153913



8682 5962 5521

fedex.com 1.800.GoFedEx 1.800.463.3339

RECIPIENT: PEEL HERE

Form ID No.

0215

Recipient's Copy

4a Express Package Service

Packages up to 150 lbs.

FedEx Priority Overnight
Next business morning.* Friday shipments will be delivered on Monday unless SATURDAY Delivery is selected.

FedEx Standard Overnight
Next business afternoon.* Saturday Delivery NOT available.

FedEx First Overnight
Earliest next business morning delivery to select locations.* Saturday Delivery NOT available.

FedEx 2Day
Second business day.* Thursday shipments will be delivered on Monday unless SATURDAY Delivery is selected.

FedEx Express Saver
Third business day.* Saturday Delivery NOT available.

* To most locations.
FedEx Envelope rate not available. Minimum charge: One-pound rate.

4b Express Freight Service

Packages over 150 lbs.

FedEx 1Day Freight*
Next business day.** Friday shipments will be delivered on Monday unless SATURDAY Delivery is selected.

FedEx 2Day Freight
Second business day.** Thursday shipments will be delivered on Monday unless SATURDAY Delivery is selected.

FedEx 3Day Freight
Third business day.** Saturday Delivery NOT available.

* Call for Confirmation. ** To most locations.

5 Packaging

FedEx Envelope*

FedEx Pak*
Includes FedEx Small Pak, FedEx Large Pak, and FedEx Sturdy Pak.

FedEx Box

FedEx Tube

Other

* Declared value limit \$500.

6 Special Handling

Include FedEx address in Section 3.

SATURDAY Delivery
Not available for FedEx Standard Overnight, FedEx First Overnight, FedEx Express Saver, or FedEx 3Day Freight.

HOLD Weekday at FedEx Location
Not available for FedEx First Overnight.

HOLD Saturday at FedEx Location
Available ONLY for FedEx Priority Overnight and FedEx 2Day to select locations.

Does this shipment contain dangerous goods?
One box must be checked.

No **Yes** As per attached Shipper's Declaration. **Yes** Shipper's Declaration not required.

Dry Ice Dry Ice, 9, UN 1845 x _____ kg

Cargo Aircraft Only

Dangerous goods (including dry ice) cannot be shipped in FedEx packaging.

7 Payment Bill to:

Enter FedEx Acct. No. or Credit Card No. below. Obtain Recip. Acct. No.

Sender Acct. No. **Recipient** **Third Party** **Credit Card** **Cash/Check**



Total Packages _____ Total Weight _____



Credit Card Auth.

¹Our liability is limited to \$100 unless you declare a higher value. See the current FedEx Service Guide for details.

8 Residential Delivery Signature Options

If you require a signature, check Direct or Indirect.

No Signature Required
Package may be left without obtaining a signature for delivery.

Direct Signature
Someone at recipient's address may sign for delivery. Fee applies.

Indirect Signature
If no one is available at recipient's address, someone at a neighboring address may sign for delivery. Fee applies.

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