



Re: Jeff Lewis MSPB Case. Please Help Respond to Discovery.

Linda G Williams

to: Don Bobertz

01/15/2009 10:34 AM

AJV-W52, Management Support Team

Cc: Naomi Tsuda, Vicki Hendrickson

Hi Don,
I'll get started today.

Thanks,
L

Linda G Williams
Management and Program Analyst-Technical Representative

FAA, ATO Western Service Center
Management Support Team, AJV-W52
425 203 4141 Phone
425 203 4129 Fax

Don Bobertz/AWP/FAA

Don Bobertz/AWP/FAA
AWP-007, Regional Counsel

01/15/2009 10:31 AM

To Linda G Williams/ANM/FAA@FAA

cc Vicki Hendrickson/ANM/FAA@FAA, Naomi
Tsuda/AWP/FAA@FAA

Subject Jeff Lewis MSPB Case. Please Help Respond to Discovery.



Linda,

I understand that you are the primary support person for Enroute on personnel cases. Can you please help respond to the discovery from Mr. Lewis by gathering the documents responsive items 1 - 4 on the attached request. Thanks.



Discovery Request from J Lewis, 12-30-08.pdf

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Don Bobertz
Federal Aviation Administration
Office of the Regional Counsel, AWP-7.7
P.O. Box 92007
Los Angeles, CA 90009-2007
PH (310) 725-3454

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F12-6826WP
Rcvd 10-15-12

FAX (310) 725-6816

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Initial Request for Discovery

In accordance with 5 CFR §§ 1201.71 - .85, as presented in Judge Berg's Acknowledgement Order for MSPB Docket Number SF-0752-09-0139-I-1, please accept this as an initial request for Discovery for the following information. This request replaces the handwritten request sent on 12/24/2008, during my winter storm. For each request, please provide a written statement if the Agency asserts a document or record is not producible or releasable. My apologies in advance for the scope of this request but please bear in mind, nearly all of this would have been provided in 2007, had Agency officials complied with FOIA and Agency guidelines.

1. Printed and unredacted copies of all emails, memos, letters and other correspondence between and among Jason Ralph, Patricia Hardy, Barry Davis, Dick Fossier, Gwen Marshall, Andrew Robinson, Dr. Goodman, Dr. Griswold, and Frank Ferrera, related to Appellant, from 1/1/2007 through 8/30/2007. These documents should help correct for Jason Ralph and other Agency officials' having kept no records, as indicated by their failure to provide records under FOIA.
2. Printed and unredacted copies of all emails, memos, letters and other correspondence between and among Jason Ralph, Andy Richards, Barry Davis, Roslyn Marable, Tim Kubik, and Mark Deplasco, related to Appellant, from 8/1/2007 through 10/31/2008.
3. A printed copy of all emails and other correspondence referring the Accountability Board cases for Formal Security Investigation, in accordance with Order 1110.125A, para. 15(f).
4. Printed copies of all emails and other correspondence, between the Accountable Official and the Accountability Board, regarding disposition of Accountability Board cases 20070097 and 20070098, as per Order 1110.125A, para. 15(f).
5. Printed information to fulfill FOIA 2008-000107WS, mailed to Carlette Young on 9/24/2007, related to the Violence in the Workplace (ViWP) teleconference conducted on 2/16/2007. This information should include: a list of all participants (name, office, location where they participated), who was in charge, what allegations were made and by whom, what questions were asked and by whom, what decisions were made, and what actions were assigned and to whom. This information should also include a copy of the official ViWP notes and copies of all notes compiled by each ViWP participant. *(NOTE: it is my understanding the ViWP was initiated by Jason Ralph at around 11AM on 2/16/2007, and most AWP participants were in Dr. Goodman's office as standard procedure; it is also my understanding that attendees included Dick Fossier, Cindy Lopez-Hickson, Mauro Balton, Dr. Goodman, James Austin, Jason Ralph and unknown others (perhaps Bill Marks and/or Patricia Hardy, Terri Bristol and/or Barry Davis, Frank Ferrera and/or Dennis Sullivan).*
6. A printed copy of the entire contents of the CPDSS medical records used by Drs. Goodman, Griswold, Roberts, Schwendeman, DeVoll, and Chesanow and other FAA Flight Surgeons to manage notes and records related to Appellant's FAA medical file. This copy must include all CPDSS notes recorded since January 2007. *(NOTE: Dr. DeVoll at the Federal Air Surgeon Office advised CPDSS is Covered Position Decision Support System)*

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