

From: **Jeff Lewis** <reformfaanow@gmail.com>
Date: Mon, Aug 29, 2011 at 3:51 PM
Subject: Re: Did you ever see this step-3 denial from Castrellon?
To: Michael Hull <mhull@natca.net>

Thanks for looking into that.

My musty old Whitebook copy says (Article 9, Section 7, step one and step two) that Agency shall deliver their decision to the employee and representative and/or designee. I was locked out at the time and had no known NATCA rep; I trusted when I filed that, clearly, the Union would be brought into the grievance...if only to see the denial letter. I now believe that Castrellon intentionally concealed this grievance from you and Ham, so as to ensure NWP would not be aware of his actions, thus obstructing NATCA's participation in the handling of Grievance 08-87720 in clear violation of Agency's own imposed work rules. This is a valid complaint for FLRA to act on, so as to initiate an outside investigation and expose Agency for a practice that must be stopped. Castrellon and others need to be held to account.

Should I run this by Mark Wilson, or do you want to look into it first and advise me back re: the possibility of a new ULP with FLRA, based on this brand-new three-year-old information?

As a bit of background, a couple quick notes regarding the grievance denial letters attached to this string...

Regarding the 9/25/08 step-3 denial letter to Ham, Ros Marable was charged with collecting all the facts and reporting them to Castrellon, for his final action. One of her emails (9/15/08 at 9:22AM) notes that she had had a long conversation with Andy Richards, Jason Ralph, and Tony DiBernardo (yeah, Tony, the legacy 540 was working on this case in the background...not Davis or Bing or Adams or Bristol or Vernon...but Tony D.). Marable notes that, in that 9/11 conversation, "...everyone stated that the hours for Lewis had been completed and they were going to fax over time and attendance to Glen as verification..." A week later, in her 9/22/08 at 9:23AM email to Castrellon, Marable notes she has gone through all the records and is not seeing any evidence that I was ever reimbursed per the settlement. She adds: "*tell me what I am missing?*" Castrellon evidently blew her off, as he finished his letter declaring reimbursement had happened, and sent it to Ham...but the pay records show nothing happened until April 2009 (and it was all finished, finally, in May 2009). In other words, Castrellon flat-out lied in his Step-3 denial letter to Ham.

Regarding the 10/8/08 step-2 denial of Grievance 08-87720, Castrellon authored this letter, too. He offers a specious excuse that my grievance was premature because the removal had not yet been "decided" ...yet, Deplasco signed this grievance denial letter on 10/8/08, two days *after* he submitted the Douglas Factors Checklist in which Deplasco falsely declared no other/lesser disciplinary action was considered because "...*Mr. Lewis was asked to consider a medical retirement but he refused...*" For your reference, I have attached a copy of both the full grievance and cover letter for 08-87720 (as mailed on 8/23/08...though Andy was already detailed to DFW and Jason Ralph intercepted this letter, then sat on it for a few weeks) as well as the DF Checklist. I suspect that both of these documents would be at least vaguely remembered, if Agency had fulfilled their obligation to share them with NWP.

I anticipate sharing this with Mark/Jay in the coming days. Hope these records are not a nuisance for you to see, but I think it is reasonable that you should know the extent of the Agency malfeasances in this case... which, evidently, Castellon et al would happily conceal from you.

Thanks again. Jeff Lewis

2 attachments — [Download all attachments](#)



20081006.. 1439 email, Deplasco to Marable, with first DF checkllist (8p).pdf

475K [View](#) [Download](#)



20080823.. Lewis to Richards, Grievance re Art10,Sec12, with cover letter and service priorities (4p).pdf

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