

From: **Jeff Lewis** <reformfaanow@gmail.com>
Date: Tue, Aug 30, 2011 at 8:08 AM
Subject: A few questions you can answer...
To: Andy Richards <andy.richards@faa.gov>
Cc: Tony DiBernardo <tony.dibernardo@faa.gov>, Ros Marable <Clemortee.R.Marable@faa.gov>

Hi Andy,

I have finally obtained the records needed to wrap up this ugly case. With over 8,000 pages to manage, it has been a challenge. I will soon be enlisting support from Congressional representatives, to obtain some answers that are still being held by you and others in our Agency. Please provide your responses to the following questions:

1) When you, Jason Ralph, and Tony DiBernardo held a conference with Ros Marable on 9/11/08, why was Tony involved...instead of Dave Adams, Barry Davis, or someone at WSA-AT?

2) According to Marable's 9/15/08 email to Castrellon, during that 9/11/08 conference, "everyone" assured that my sick leave hours had been restored. This is false, as it did not happen until April and May 2009. Marable determined this was false and stated as much in a 9/22/08 email to Castrellon, but he ignored her concerns and sent a Step-3 grievance denial letter to Ham Ghaffari on 9/25/08 in which he repeatedly declared pay had been restored. When you assured Marable on 9/11/08 that my hours had been restored, what would have been your source for this statement? I.e., did you have evidence, or were you again relying on the word of Jason Ralph or another person passing misinformation?

3) In May 2008, Marable updated the biweekly "AWP Terminal Report" with an entry regarding my case, stating a 14-day suspension had been drafted (she sent you a copy on 4/17/08 and again on 4/29/08) but "*management now requests a removal*". Frankly, Andy, the evidence strongly suggests it was not AT management but another management person such as Castrellon or Kubik, who "requested" a removal. Please advise...are you aware of ANY WSA-AT-Terminal management, from Vernon through France and Davis to you or anyone possibly "acting" for you, who "requested a removal" in early May 2008, a week after I filed the attached grievance?

4) Re: the ROI, did you ever actually see the ROI and read it? Who else do you know actually had a chance to form an opinion about the ROI and the ROI subject? (more on the inaccuracies of the ROI at a later date...for reference, this was ROI AWP-20070078).

5) Re: Steve Switaj at RHV, when you emailed back to Spence and Mark: "*...I am very happy to hear that Steve is getting to enjoy his retirement he so richly deserves. Nice job guys. Remember -- Golden Gate District -- 160 best people, 1 best District...*", what was the "job" these guys did? And, were there any of your 160 people (like me) who were not quite so "best" and deserved to be fired in the next "job"?

6) Re: the Douglas Factors you never did on my case...instead, it appears Mark Deplasco stepped in at the last minute and got them done, by assigning them down to Jason Ralph. The first version he sent to Marable on 10/6/08 declared that no lesser sanctions had been considered (which was false, as he was overlooking prior written reprimand and 14-day suspension proposals) because, and this quote is astonishing... "*...Mr. Lewis was asked to consider a medical retirement but he refused...*" So, to be clear, Dr. Goodman fully restored my ATC medical clearance on 1/10/08 (you had emails back-and-forth with him later that month), you sent me the 4/17/08 letter advising a return to work plan would soon be discussed, and in October, needing to submit Douglas Factors to move forward, Deplasco writes I had to be fired because I refused a medical retirement??? Do you see a problem here, Andy?

7) Re: another Accountability Board case, the one on Janet Bridges at SFO...was Jason Ralph involved in this case too? Did Jason Ralph possibly distort facts against yet another controller?

Anyway, there are very many questions, but there is also already so much documentation that reveals who was doing what in this case. No reasonable person can deny, this is an ugly case, an embarrassment to our Agency, and a gross Public disservice. We can do much better, and we need to clean up. So, I would appreciate your candid response to these seven questions. I would also appreciate your suggestions as to who in this large Agency would be the appropriate person to consult with to finally and belatedly clean up this matter.

My phone number is now 971-295-7669. Thank you...

Jeff Lewis

PS: Tony and Ros, I am cc'ing you as two key Agency officials who likely can add details responsive to many of the seven questions above. Thanks for your help...

 **20080507.. 1442 email, Rotella to Richards (12p).pdf**
1151K [View](#) [Download](#)