
From: Jeff Lewis <reformfaanow@gmail.com>

Date: Wed, 31 Aug 2011 17:29:13 -0700

To: Michael Hull <mhull@natca.net>, Hamid Ghaffari <hghaffari@natca.net>

Subject: Two easy questions and a request we file a ULP, re: AWP obstruction of their imposed grievance process

Mike and Ham,

Hate to bug you, but I have a couple simple questions, as well as a request that our Union file a ULP against the Agency. Here goes...

First, a generic question, insofar as it seeks only to know:

...if an FAA manager sends an email with a CC to "Hamid Ghaffari/AWP/FAA@FAA", will the NWP RVP actually receive this email, or is this a fake address. Or, perhaps, is it an FAA address that would not properly be used for the sending of a Step-2 grievance denial, as allegedly happened on 6/20/08? [see attached PDF]

Second, a question specific to the grievance we are hoping to arbitrate, but a question that should be answerable without access to the files you have already sent back to Mark and Jay:

...in the matter of grievance NC-08-79364-CCR (possibly filed as -SFO?), did Mike or Ham or Dave Caldwell receive a copy of the Step-2 Denial letter, signed by Jason Ralph for Andy Richards, marked with a CC to Hamid Ghaffari, and received certified by Lewis on 6/27/08? As I dive into my records, I find an email from Ham, sent by Ham on 7/10/08 at 6:10PM, with text from Mike Hull allegedly sent out the day before, that includes this paragraph (highlights added):

...However, we are also attempting to submit an "Information Request" to the agency regarding applicable important information that we need in order to defend your grievance. To my knowledge, nobody in NATCA has a copy of your grievance. The only information we have is what you wrote to Ham below, dated July 5, 2008 at 10:55 PM. We absolutely need a copy of the grievance that you filed dated May, 2008...

For the record, my files show that I first contacted Ham about this grievance in an email sent 6/30/08 at 6:42PM, in which I described the Step-2 grievance denial and stated my understanding he should already have a copy, as mine was mailed on 6/20/08. This email included no attachments, as they appeared to be unnecessary. My files also show, the first 08-79364 attachment I sent to NATCA was a copy of the 5/1/08 grievance filing (4-pages), as sent to Ham on 7/10/08 at 10:23PM. This was sent immediately after I read Ham's 7/10/08 at 6:10PM email with the highlights noted above.

Also for the record, as it appears this Step-2 denial letter was never shared with NATCA, I am attaching two copies. The one I received via certified mail includes a "CC Hamid/NATCA" line. The other one, obtained recently via FOIA, has no CC line and, if you study the signatures closely, you will agree that there are actually two different signed copies of the same document. The content in both copies is sheer, unadulterated and specious bullshit. Which in itself would be a good reason not to share it with NATCA...

And so, lastly, a request for a ULP filing:

...for what it is worth, it appears that Jason Ralph and AWP-16 were operating in a vacuum regarding grievance NC-08-79364, such that no copies were being shared with NATCA. Worse, copies were being generated with CC's that indicated sharing...that was not happening (this same thing happened in early 2007, when medical letters sent to me by Jason Ralph had CC's to the RFS...yet, months later, the RFS asked me to send copies of letters they did not have). Based on Mike Hull's 8/29/11 at 2:47PM email to me, in which he confirms they found nothing in GATS or the archives, it appears this same "vacuum-processing" occurred yet one more time, on the critical grievance I filed on 8/23/08, which became NC-08-87720.

The details of this apparent effort by Jason Ralph et al to undermine the negotiated grievance process (though, to be fair, this was Whitebook and thus not "negotiated"!!) are only becoming clear right now, through some careful analysis of Agency records. The delay in this awareness is reasonable, and thus would allow for acceptance of what otherwise would appear to be an untimely ULP filing. I believe our Union needs to pursue this as a ULP. Please advise what I can do to assist.

I will be forwarding this on separately, with a short note re: the arbitration issues, to both Mark and Jay.

Thanks for your help, and I look forward to hearing back from you.

Jeff Lewis

starting here, an in-line copy of the email string ending with my 7/10/08 at 10:23PM email to Ham...

From: Jeff Lewis <lsjef@yahoo.com>
To: "Hamid "Ham" Ghaffari" <hghaffari@natca.com>
Cc: Glen Rotella <Glen.A.Rotella@faa.gov>; Mike Hull <mhull@natca.net>
Sent: Thursday, July 10, 2008 10:23 PM
Subject: Re: Denial of my Individually-filed grievance at Step Two; request for NATCA action

Ham,

I have not yet received anything from Mike Hull. Thanks for the reply, though. In reply, here is a copy of the grievance I filed in early May.

Also, I am CC'ing this to Glen Rotella, as I believe he will be working on your request for Step Three review. Glen was very helpful in handling NATCA's arbitration hearing for another CCR ATCT controller, Andy Papageorge, who endured similar problems with Jason Ralph's "management style".

Please call if you have any questions.

Thanks.

Jeff

PS: Glen..it may help if you can forward to Ham an electronic or fax copy of the FAA response prepared and signed by Jason (for Andy Richards)...the basis for this NATCA request. Thanks.