

From: **Jeff Lewis** <reformfaanow@gmail.com>  
Date: [Mon, Sep 26, 2011 at 9:25 AM]  
Subject: Three questions to clean up an FAA mess you are too familiar with...  
To: Andy Richards <andy.richards@faa.gov>

Good morning Andy,

I still need to hear from you with the question I sent you on 9/20, copied here...

... in accordance with the forced settlement at MSPB that you signed, how will you be assisting if and when I need your participation in searching for future employment? I ask this because, frankly, your email response history suggests you have been directed to ignore my communications, thus you will do nothing, causing further damages to me.

Also, I am conferring with NATCA about the filing of a new ULP, seeking FLRA investigation and adjudication of a 7116(a)(1) complaint that you and other Agency officials interfered with, restrained, and coerced me in the exercise of my protected right to file MSPB, FLRA, and CBA grievance complaints. The 2,528-pages received via FOIA a few months ago contains many key records that were concealed from MSPB Discovery and improperly withheld from FOIA requests. This "new" evidence, when coupled with other records collected over the years, shows that you were being pressured to manipulate me toward accepting a disability retirement. In short, ATO was in trouble with the early handling of my case (the illegal Constructive Suspension, the order from Jason Ralph to get a psychological evaluation at my own expense and under threat of discipline, the slanderous content of the ROI, etc.). Both AWP-16 and ATO were in a pickle, and the best "fix" was to get AWP-300 to save them with a disability retirement. It was tried repeatedly: Summer 2007 (before you were on the scene), and in Fall 2007 (when you offered it to me on 9/27/07, and as further evidenced by the recent FOIA records), but completely abandoned when Dr. Goodman fully restored my ATC medical clearance on 1/10/08. Yet, it came up again AFTER I was removed...when Counsel repeatedly offered a disability retirement to me as a settlement proposal (how can they do this...my medical clearance had been restored!?!).

Related to all this, during your Fall-2008 DFW assignment, when Mark Deplasco was filling in for you and acting to finish this adverse action, he sent Ros Marable a Douglas Factors checklist that reasoned a removal was necessary because... ***"Mr. Lewis was asked to consider a medical retirement but he refused."*** This was not sent to you, but I will send you a copy if you wish. I will also send you copies of any other emails from your archives, that you feel you should see. Please advise.

For what is worth, Andy, I still believe that when you first contacted me with that phonecall from out of the blue (9/6/07 at 9:07AM), you were earnestly seeking to bring closure to this case. That, because you had received Dick Fossier's 9/5/07@1:58PM email just the day before, your plan was simple: clean up the illegal Constructive Suspension (I had been locked out since 2/16/07) and get me back to work. Please note, Fossier's 9/5/07 email is the critical Agency record that you told me you could not find, in your 8/11/08 email, yet it showed up in your archives saved two months later. It is evident, too, that you and Glen Rotella were deeply concerned about the proposed removal initiated thirteen-months after the ROI (sole documentation supporting the removal) was completed. This was a retaliatory removal, as it replaced the 14-day suspension you had been sent on 4/17/08, and again on 4/28/08. You will recall, that on 4/17/08, you also received an email from Glen Rotella, regarding his proposed settlement that sought for me to withdraw a ULP. You will also recall, based on this email, you immediately sent me your signed

letter on 4/17/08, advising a "return to work plan" would soon be discussed. This declaration by you was critical for me to decide to withdraw that ULP.

It sure looks to me, Andy, like you are not operating from your own heart and mind, but following orders from elsewhere. When Pedro Oliveras interviewed you related to an EEOC charge last year, Mr. Oliveras' notes included you saying this on 5/12/10: "...*he informed me when he became the District Manager, Mr. Lewis had been placed on administrative leave ... Mr. Lewis underwent a psychological evaluation due to his violent behavior and danger to himself.*" This statement does not fit your communications with me, nor does it fit your communications with anyone else in the 2,528 pages of new FOIA. It is also inconsistent with Dr. Goodman's action, as *he fully restored my ATC medical clearance on 1/10/08*. I asked you about this odd and damaging statement last Fall, but you did not answer. Now I need to ask again: **who suggested to you that you should tell the EEO counselor I was a "danger to myself"?**

So, to wrap up, the two questions (above) for you Andy are:

1. the question of how you will communicate with me and prospective employers, related to the fraudulent settlement we signed on 3/4/09;
2. the question of who advised you to tell the EEO Counselor I was a danger to myself?

And, the biggest question is: *what can you do, as the Golden Gate District Manager who witnessed this prolonged and damaging fiasco, to help our Agency clean up this mess?*

I look forward to hearing from you.

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