

Weingarten Investigation

Investigation with: [REDACTED]

Date/Time: 4/18/2011

In attendance (name/title): [REDACTED]

Representative

Declined: \_\_\_\_\_

> Read the following statements and record the employee's, representatives, and other participants' response(s): //

Human Resource Policy Manual (HRPM) ER-4.1, Standards of Conduct states, "It is the duty and requirement of every employee to give, orally and/or in writing as directed, to any supervisor or DOT official conducting an investigation, inquiry, or hearing in the interest of the agency, **complete and truthful** information and testimony pertaining to all matters in which queried." Additionally, failure to cooperate in an investigation itself is grounds for disciplinary action, as is giving false testimony.

• Do you understand this statement? [REDACTED]

CBA 2009, Article 5, section 9 states: Radios, television sets, appropriate magazines/publications, pagers/cell phones, and electronic devices will be permitted in designated non-work areas at all facilities for use at non-work times. Pagers/cell phones will be permitted in operational areas but shall be set in the "off" position due to possible interference with NAS communications equipment. The operation of weather radios shall be permitted in operational areas.

On 1/5/2011 you signed MBI P10278 which briefed on electronic devices (see attached briefing). You read and acknowledged by your signature, is this your signature? [REDACTED]

A HAM radio operator called and reported a movie interference with frequencies 124.4 and 121.2. VADER22 also reported interference on the frequencies and the appearance of a movie playing in the background. Explain what happened.

Were you sleeping on duty?  
Who else was in the area?  
Anything abnormal with any equipment?

Was the FLM aware you were watching the movie?

When the FLM walked into the area did he observed you watching a movie?

If so, what was his response?

You were assigned a midnight shift and working the morning of 4/17/2011 and working R53 0400 - 0827Z (monitoring frequencies: 126.95, 121.2, 124.4 and 126.72).

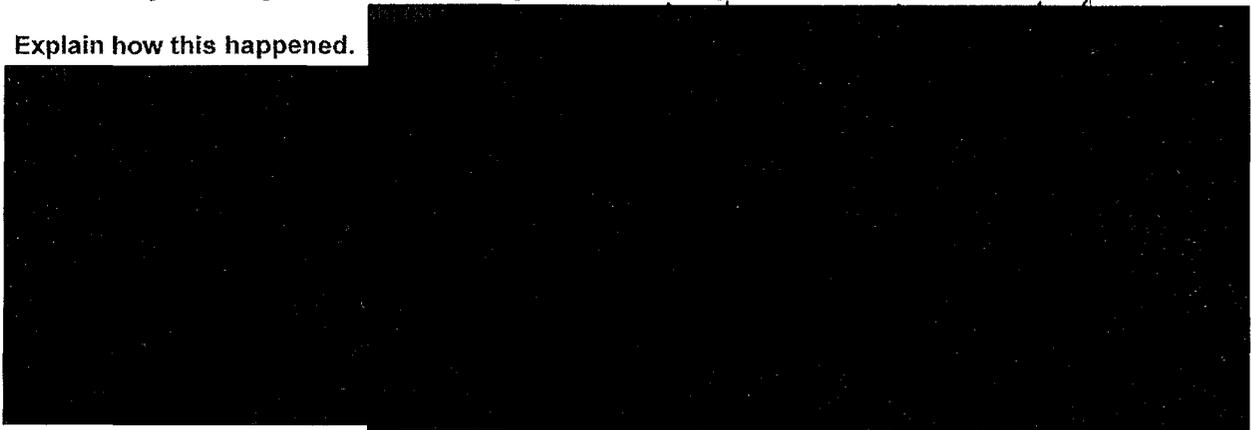
At 0530:38 - 0536:49 non ATC communications were broadcasting over the frequency as aircraft are attempting and unable to communicate with you.

You were working VADER22 and he was under your control and responsibility. Did you hear VADER22 attempt to reach you on your frequency and then again on guard frequency at about 0536:42.

What were you doing at this time and why did this interruption to ATC service occur?

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Explain how this happened.





The information collected during this meeting will be reviewed with Human Resources for a determination of the appropriate follow-up action.

In the meantime you are reminded that you are expected to: **It is my expectation that you comply with all FAA directives, orders and initiatives. Maintain focus on the safe and efficient operation of ATC services. This is a ongoing investigation; you are asked to maintain the confidentiality of this matter. You are not permitted to work an operational position pending the conclusion of this investigation.**



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Interviewed by  Date: 