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PROFESSIONAL AVIATION SAFETY SPECIALISTS

1150 17th Street, NW, Suite 702, Washington, D.C. 20036
Telephone: (202) 293-PASS Fax: (202) 293-7727

September 3, 2008

Federal Aviation Administration
Melvin Harris, Director
Office of Labor Management Relations, AHL-1
800 Independence Ave, SW
Washington, DC 20591
Fax: (202) 267-5914

Via Fax and Certified Mail (Art #: 7008 0500 0000 7406 5437)

Subject: Information Request

Union Contact: Kathy Carpenter, PASS National Assistant (603) 547-3070

Background:

On September 26, 2007, the Memorandum of Agreement (MOA) concerning HRPM 9.1 was signed by Melvin Harris. The MOA included language, specifically paragraph 20, that created criteria and allowed management to submit bargaining unit employees for in-position increases as a means of recognition and incentive for employees. PASS has received reports and inquiries from ATO bargaining unit employees concerning the possibility of irregular presentation of in-position increases in the field. In an effort to investigate these matters and to ascertain the effectiveness and fairness of the application of the MOA, PASS requests the following information:

Information Requested: This will serve as formal request, pursuant to Title 5 of the United States Code, section 7114 (b) (4) that you provide me with the following information:

1. Provide a list of all submissions for in-position increases from 9-26-07 to the present to include:
 - a. the name and duty station of the employee
 - b. the name and duty station of the submitting manager
 - c. the date of the submission
 - d. the requested amount of in-position increase
 - e. whether the submission was approved or disapproved
 - f. the actual amount of the in-position increase
 - g. the date each in-position increase went into effect

Particularized Need:

This information is required to determine how the Agency has implemented the Parties MOA and the extent of fair and equitable treatment of the Union's bargaining unit employees covered by the MOA. This information is required by PASS to fulfill its statutory obligations, and in ensuring that its statutory rights are protected. in accordance with 5 U.S.C. §7114.

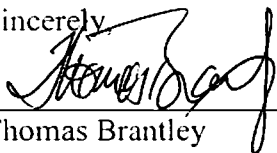
This information should be readily available to the Agency and therefore PASS requires this information within 14 days of the receipt of this notice in accordance with the Parties' Settlement Agreement #WA-CA-90176.

This information may be used as substantiating evidence in a grievance or Unfair Labor Practice (ULP) charge, congressional investigation, OSHA compliant, fraud, waste and abuse complaint and/or any other regulatory process as necessary.

The Union looks forward to a response from the Agency within the next fourteen working days. If any part of this request is not understood, please immediately contact the undersigned for clarification. *In the event the Union is denied any material, please specify the statutory basis for the denial and the names and titles of the persons responsible for the decision.*

Privacy Act: The Union does not know if the requested information is covered by the Privacy Act or what system of records it is contained in. *However, if, for any reason, it is believed that portions of this information are exempt from disclosure, the Union consents to a sanitized copy, deleting any such allegedly exempt material.* This consent is designed to obtain the information requested as quickly as possible, and in no way waives the Union's right to all of the requested information, which the Union may pursue through other means.

Sincerely,



Thomas Brantley
PASS National President

Cc:

Michael Perrone, PASS National Vice President
Michael Derby, Esq., PASS Legal Counsel
Kevin Conrad, PASS National Safety Representative
All PASS RVP's and Assistants
Mary Hahn, FAA Office of Field Labor/Customer Service Group. AHL-10