

U.S. DEPARTMENT OF JUSTICE FORMAL GRIEVANCE FORM

4-750 (1)

U.S. DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF PRISON

<p>1. Grievant(s)</p> <p>Council of Prison Locals 33 All bargaining unit employees</p>	<p>2. Duty Station</p> <p>Roger Payne, NST FCI-Forrest City</p>
<p>3. Representative of Grievant(s)</p> <p>Roger Payne, NST Council of Prison Locals 33</p>	<p>4. Informal resolution attempted with (name Person)</p> <p>Christina Griffith, Chief of LMR</p>

5. Federal Prison System Directive, Executive Order, or Statute violated:

Please note that there is NO requirement by the Master Agreement to be specific in block 5. Please look at block 6. If you need assistance or clarification with anything in this grievance, please contact Roger Payne, NST Council 33. Including, but not limited to the following provisions of the contract: Article 27 and applicable laws, rules and regulations - see Article 3. Article 6, Rights of the Employee. OSHA and CDC regulations and standards. The agency is required by the Master Agreement to follow all laws, rules and regulations and they willfully agreed to this.

THE UNION IS WILLING TO MEET AND ATTEMPT RESOLUTION AT ANY TIME

6. In what way were each of the above violated? Be specific.

The Department of Justice agency stated in a lengthy statement about the benefits of hand sanitizer in the prison and now it is recommended by the Bureau Medical Director, Dr. Kendra, but Wardens are not mandated by the agency to provide this. The agency stated that the Medical Director sent recommendations to all Wardens recommending this and the health and safety benefits. This is provided to some bargaining unit employees but not to all bargaining unit employees. The agency is not treating all bargaining unit staff in a fair and equitable manner. The agency is not lowering the inherent hazards to the lowest possible level. CDC and OSHA guidelines and regulations should be followed.

In an attempt to be very specific, an attachment is added as the space for this block does not allow for this much specificity. SEE ATTACHMENT

7. Date(s) of violation(s)

This is a continuous violation, (on going).

8. Request remedy (i.e., what you want done)

In an attempt to be very specific, an attachment is added as the space for this block does not allow for this much specificity. SEE ATTACHMENT

<p>9. Person with whom filed</p> <p>Harley Lappin, Director Chief of LMR</p>	<p>10. Title</p> <p>Director, Bureau of Prisons</p>
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<p>11. Signature of recipient</p>	<p>12. Date signed</p> <p>10/10/09</p>
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I hereby certify that efforts at informal resolution have been unsuccessful.

13. Signature of Grievant(s)

Roger Payne for the Bargaining Unit
Council of Prison Locals 33

14. Signature of Representative

Roger Payne, NST
Council of Prison Locals 33

Record Copy - Agency; Copy - Union Local; Copy - Council of Prison Locals; Copy - Grievant (This form may be replicated via WP) This form replaces BP-176(37) Dated October 1984.

8. Request remedy (i.e., what you want done)

1. The agency will supply all institutions with hand sanitizer,
2. The agency will cease and desist from discriminating and/or disparate treatment to bargaining unit staff,
3. All attorney, legal fees, assistants fees and expenses incurred in the processing this grievance will be reimbursed by the agency,
4. All bargaining unit and the Union be made whole,
5. Any other compensation or remedy the arbitrator deems appropriate,
6. Anything requested at hearing,
7. The agency follow all CDC and OSHA guidelines and regulations.