

FAX TRANSMITTAL

# of pages = 20

To: <b>FLRA</b>	From: <b>20TC115-APPE</b>
Dept./Agency: <b>CA-ULP</b>	Phone: <b>918 641 2409 x923</b>
Fax #: <b>214-767-0556</b>	Fax #: <b>918 641 2446</b>

Form Exempt Under 44 U.S.C. 3512

FOR FLRA USE ONLY	
Case No.	<b>DA-CA-08-0142</b>
Date Filed	<b>JAN 23 2008</b>



### CHARGE AGAINST AN AGENCY

Complete instructions are on the back of this form.

<b>1. Charged Activity or Agency</b> Name: <b>SOCIAL SECURITY ADMIN</b> Address: <b>200 N Van Buren, Enid, OK 73703</b>  Tel.#: <b>(580)242-1272</b> Ext. Fax#: <b>(580)237-1845</b>	<b>2. Charging Party (Labor Organization or Individual)</b> Name: <b>AFGE LOCAL 2505</b> Address: <b>c/o SSA, 4750 So Garnett Rd., Tulsa, OK 74145</b>  Tel.#: <b>918 641-2409</b> Ext. <b>4923</b> Fax#: <b>918 641-2440</b>
<b>3. Charged Activity or Agency Contact Information</b> Name: <b>LANNETTE CAMPBELL</b> Title: <b>ASSISTANT DISTRICT MANAGER</b> Address: <b>200 N Van Buren, Enid, OK 73703</b>  Tel.#: <b>(580)242-1272</b> Ext. Fax#: <b>(580)242-1272</b>	<b>4. Charging Party Contact Information</b> Name: <b>Ralph C. de Juliis</b> Title: <b>President</b> Address: <b>c/o SSA, 4750 So Garnett Rd., Tulsa, OK 74145</b>  Tel.#: <b>((918) 641-2409</b> Ext. <b>2823</b> Fax#: <b>(918) 641-2440</b>

5. Which subsection(s) of 5 U.S.C. 7116(a) do you believe have been violated? [See reverse] (1) and (5) and (B).

6. Tell exactly WHAT the activity (or agency) did. Start with the DATE and LOCATION, state WHO was involved. Including titles.

On or about November 13, 2007, ENID, OK SSA employee [redacted] filed a grievance over her appraisal. On or about November 13, 2007, Ralph de Juliis, AFGE Local 2505 Representative made an information request pursuant to 5 USC 7114(b)(4) for information to support the claims made in the grievance and to anticipate SSA's defenses thereto. On December 4, 2007, the Union followed up on its information request.

On December 12, 2007, SSA denied the information request claiming that the Union failed to establish a particularized need for the requested information OR, in the alternative, the Union failed to specifically articulate the type of information needed, OR, in the alternative, the information requested was overly broad AND the Union "failed to make a connection between how the information will help you in fulfilling your representational responsibilities under the Statute."

SSA concluded its failure and refusal to provide information under 5 USC 7114(b)(4) by writing: "If you elect to resubmit your request including a statement of the uses of the requested information and describe how each type of information requested is required to represent bargaining unit employees, we will again offer full consideration to your request in accordance with the statutory requirements."

On December 28, 2007, AFGE Local 2505 Representative Ralph de Juliis replied by email renewing the Union's request for the information, explaining the need and relevance of each requested item in excruciating detail and asking for a reply by December 21 [sic]. On December 31, 2007 AFGE Representative de Juliis re-sent the 12/28/07 email, changing the response date from 12/21/07 to January 11, 2008.

ADM Lannette Campbell read the 12/28/07 and 12/31/07 emails on January 2, 2008.

As of this date, SSA has failed and refused to provide the information. SSA has failed and refused to respond to the information requests.

7. Have you or anyone else raised this matter in any other procedure?  No  Yes if yes, where? [see reverse]

8. I DECLARE THAT I HAVE READ THIS CHARGE AND THAT THE STATEMENTS IN IT ARE TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT MAKING WILLFULLY FALSE STATEMENTS CAN BE PUNISHED BY FINE AND IMPRISONMENT, 18 U.S.C. 1001. THIS CHARGE WAS SERVED ON THE PERSON IDENTIFIED IN BOX #3 BY (check "x" box)  Fax  1st Class Mail  In Person

Commercial Delivery  Certified Mail

**RALPH C. DE JULIIS** **01/23/2008**

Type or Print Your Name Your Signature Date

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