



**U.S. Department of Justice**

Federal Bureau of Prisons

*Federal Correctional Institution*

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*FCI Englewood  
9595 West Quincy Avenue  
Littleton, Colorado 80123*

May 10, 2006

Eva Donaldson  
President Local 709  
FCI Englewood  
Littleton, CO 80123

Dear Ms. Donaldson:

I have reviewed the grievance filed on April 10, 2006, which alleges violation of the Master Agreement Article 18, Section p, Local Supplemental Agreement, Article 18, Section b, 1, 2, 3, 5, 5 USC, LMR Meeting Minutes 3/14/2006, and all applicable laws and regulations.

On March 3, 2006, Officer Hanson called in sick at approximately 9:30 p.m. Lt. Russ Solis took the call. As he was doing mandatory rounds in the Special Housing Unit and Annex, he continued with his rounds. At 10:00 p.m. the official inmate count was called. Lt. Solis went to the Control Center to conduct the inmate count, which is also mandatory per the Operations Post Orders. The count cleared at 10:38 p.m. Subsequently, Lt. Solis made a general announcement for voluntary overtime for the Morning Watch shift. No one volunteered. At approximately 11:00 p.m., he utilized the mandatory OT list to fill this post.

According to the Master Agreement, Article 18, section p, overtime assignments may be negotiated locally. FCI Englewood has several MOUs regarding this issue. The most recent, dated July 30, 2003, supercedes the Local Supplement Agreement dated January 6, 1999. As this MOU is not specific regarding this particular issue, it has been determined management did not violate current procedures.

It is imperative to both management and employees that guidelines established by the Master Agreement and agency policy are followed. I believe management has met these guidelines.

Therefore, your grievance is denied.

Sincerely,

A handwritten signature in black ink, appearing to read "W. A. Sherrod", is written over the word "Sincerely,".

W. A. Sherrod  
Warden