

1. Grievant(s) Monty Wiest	2. Duty Station FCI Englewood Littleton, Colorado
3. Representative of Grieving(s) AFGE Local 709	4. Informal resolution attempted with (name William Lothrop, Captain FCI Englewood

5. Federal Prison System Directive, Executive Order, or Statute violated:
Master Agreement, Article 18, Section p., Local Supplemental Agreement Article 18, Section b, 1., Title 5 U.S.C., Title 5 U.S.C. § 7116 (a)(5) &(a)(8), Title 5 U.S.C. §2302(b) Prohibited Personnel Practices, Fair Labor Standards Act., all applicable laws.

6. In what way were each of the above violated? Be specific.
On Tuesday, March 21, 2006, management failed to follow the negotiated Local Supplemental Agreement procedures for the distribution of overtime as required in the Master Agreement Article 18, Section p. Specifically, Management failed to assign an overtime assignment on March 21, 2006 from 4:00 p.m. to 12:00 p.m. to Monty Wiest the eligible employee for that overtime. Mr. Reuss was given over-time which made Mr. Wiest the next eligible employee for overtime. During the course of the afternoon there was an announcement on the radio that anybody who would work for compensatory time evening watch, call the Lt.'s Office. Mr. Wiest was never offered the overtime. Ms. Montoya accepted the evening watch compensatory time. In accordance with the overtime procedures in the Local Supplemental Agreement (Article 18, Section b. 1.), "the overtime list will be exhausted." Mr. Wiest was bypassed for overtime. The Lt.'s Office did not follow the Local Supplemental Agreement, Article 18, Section b. 1., when they made the announcement on the radio for someone to work compensatory-time. Additionally, 5 U.S.C restricts management from offering compensatory time for overtime pay.

7. Date(s) of violation(s)
March 21, 2006

8. Request remedy (i.e., what you want done) Management will train all Supervisors on the proper procedures for distributing overtime prior to assigning overtime. Management will compensate Mr. Wiest for lost wages due to the error in the assigning of the overtime on March 21, 2006, Management will be directed to follow all contractual obligations and laws pertaining to the assignment of overtime, and any other remedies which are in accordance with law and deemed appropriate and/or necessary by the Arbitrator.

9. Person with whom filed W. A Sherrod	10. Title Warden, FCI Englewood
11. Signature of recipient	12. Date signed

I hereby certify that efforts at informal resolution have been unsuccessful.

13. Signature of Grievant(s)	14. Signature of Representative E. Donaldson, President, AFGE Local 709
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Record Copy - Agency; Copy - Union Local; Copy - Council of Prison Locals; Copy - Grievant