

BAA 4-23-13

AMERICAN FEDERATION OF)
 GOVERNMENT EMPLOYEES)
 COUNCIL OF PRISONS LOCALS)
 LOCAL 1034)
)
 AND)
)
 FEDERAL BUREAU OF PRISONS,)
 FEDERAL CORRECTIONAL COMPLEX)
 POLLOCK, LOUISIANA)


ARBITRATION
 Grievant – AFGE Local 1034
 FMCS 12-56625
)
 ELVIS STEPHENS)
 ARBITRATOR)
)
 Date: March 28, 2013

SETTLEMENT AGREEMENT

- 1) The American Federation of Government Employees, Council of Prison Locals, Local 1034 (the Union), hereby withdraws the grievance which is the subject of the above-referenced arbitration proceeding and any other complaints, appeals, or grievances, arising from the facts therein.
- 2) The Union agrees that no administrative, legal, or other type of complaint, grievance or appeal based upon the factual allegation contained in the grievance will be filed. This agreement puts closure to the above grievance and ensures that no future litigation will be filed on this particular grievance.
- 3) The Agency agrees to notify the Union of any proposed changes to bargaining unit staff schedules during lockdowns as per the Master Agreement and 5 U.S.C.
- 4) The Agency agrees to provide the Union the opportunity to negotiate any proposed change to working conditions of bargaining unit staff that results due to lockdown status prior to implementation as per the Master Agreement and 5 U.S.C.
- 5) The Parties agree that this settlement agreement is being entered into due to the unique circumstances of the complaint and is not to be precedent for any other case.
- 6) All parties agree that this settlement agreement does not constitute an admission of fault, guilt or wrongdoing by any party.
- 7) The Parties agree that the arbitration proceeding is cancelled, and any fees incurred for cancellation shall be borne equally by the Parties, consistent with the Master Agreement.


- 8) The Parties agree that the arbitrator will retain jurisdiction for the mere purpose of ensuring compliance with this settlement agreement.
- 9) This agreement constitutes the entire agreement between the parties and there are no other terms, expressed or implied, except those written in this agreement.
- 10) All parties agree and understand that AFGE Local 1034 has the authority to enter into this settlement on behalf of the grievant represented by Local 1034.
- 11) The parties declare that the terms of this agreement are fully understood and that they have voluntarily entered into and accepted this agreement.

FOR THE AGENCY:

 4/23/13

M.D. Carvajal, Complex Warden
Federal Correctional Complex, Pollock, Louisiana

FOR THE UNION AND GRIEVANT:

 4-23-13

B. Richmond, President AFGE
Local 1034