

**NATIONAL COUNCIL OF SSA FIELD OPERATIONS LOCALS  
AMERICAN FEDERATION OF GOVERNMENT EMPLOYEES,  
AFL-CIO**

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*Representing over 25,000 Social Security employees working in 1,300 field installations and 36 teleservice centers across the nation, and in Puerto Rico and the Pacific Islands*

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September 24, 2009

Linda S. McMahon, DCO  
Social Security Administration  
1204 West High Rise  
6401 Security Boulevard  
Baltimore, MD 21235

RE: National Union-Management Grievance Regarding Individual-Relief Filing for FO and TSC Bargaining-Unit Employees Pursuant to the National IVOL-UMG Decision. Case Number--FO-UMG-09-02

Dear Ms. McMahon:

On or about August 10, 2009, Arbitrator Charles Feigenbaum issued his Opinion and Award in the national union-management grievance regarding SSA's implementation of IVOL. Among the items of relief ordered in his decision was the following:

3. In the case of those actions taken under IVOL and for which selections were made, the following shall apply. The Union shall have 45 days from the date of the Award to either file grievances or request Article 26, S.13, audits of actions for employees who applied and were allegedly adversely affected for IVOL-related reasons, such as that the employee filed a paper application or gave an erroneous answer on the questionnaire. (Feigenbaum Award, p. 30)

Forty-five days from August 10, 2009, is today, September 24, 2009. The seemingly clear instructions of the Arbitrator are, however, somewhat clouded by the fact that, under FLRA case law, his decision would not have

become final and binding until 30 days after it was issued. Moreover, it appears that SSA has filed exceptions to his award, which action further throws into doubt the deadline dates shown above, as does the fact that SSA has not yet performed some or all of the other relief ordered in this matter, including the nationwide posting of a notice about this case, which would have been/will be part of the publicity on this matter to the bargaining unit.

Therefore, in order to protect those members of the bargaining unit in SSA FOs and TSCs who may not yet be aware of this case, who may have been confused about relief items and/or deadline dates—in short, for those FO and TSC BU members who may have an issue of individual relief to put forward, but for whom, for whatever reason, either a grievance will not have been filed or an audit will not have been requested by close of business today, Council 220 files this Article 24, Section 10, Union-Management Grievance, to protect their right to relief and to initiate the recovery process for them. Individual names and issues will be provided at a later date. Until further notice, I am the Council 220 contact on this matter.

This Council 220 UMG is limited to the jurisdiction shown, and is filed to protect individuals' filing rights. It takes no position on and is not about other and/or wider issues regarding the IVOL Opinion and Award, nor regarding that document's interpretation, nor regarding its enforcement.

Sincerely,

James L. Campana  
Second Vice President

Service by surface mailing and E-mail of September 24, 2009

cc (by FAX and E-mail on 9/24/09): Milt Beever  
Michelle Maxwell  
Witold Skwierczynski

cc (by E-mail on 9/24/09): Martin Cohen