

9/25/98

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APPEAL TO THE EXECUTIVE DIRECTOR OF JOSEPH GRIFFIN, A TEACHER AT BENJAMIN BANNEKER ACADEMY, DISTRICT 13, FILE# 691267, S # 112-58-7513, UFT# P7267

ORIGINAL

The conference was held on November 3, 1997.

Present: Josep P. Griffin, Grievant
Donna Chartash, UFT Representative

Grievance: The U T Representative cited Article 22 which states that a grievance may be sustained on procedural grounds, if at the Chancellor's level, principals and superintendents do not attend the conference or send a suitable representative.

The grievant claims that:

1. He has been denied payment for twelve (12) coverges for which attached documentation is submitted.
2. He has been denied the use of two (2) days for non-attendance for religious observance, despite having notified the principal prior to taking the days (Ash Wednesday and Holy Thursday, 2/12/97 and 3/27/97 respectively).
3. He has been denied 1/27/97 as an approved injury in the line of duty by the principal.
4. He has been denied approval of 2/13/97, 2/27/97 and 5/13/97 as absences incurred as a result of the alleged injury noted above; these absences were the result of the grievant having charges pressed against him by the parents of the child involved in the alleged injury.
5. He has been denied approval for an absence on 4/16/97 which was due to a required appearance at an arbitration. Mr. Karl Bruckner has affirmed the grievant's appearance in writing.

GRIFFIN (CONT'D.)

Findings:

The grievant shall be paid for the coverages for which documentation has been provided (see attached), if they have not been previously paid. Grievance sustained.

After consulting with the Office of Labor Relations, the grievant shall be granted two (2) days or non-attendance (2/12/97 and 3/27/97). Grievance sustained.

The principal acted within the bounds of her jurisdiction in denying the grievant injury in the line of duty. Grievance denied.

The grievant was required to appear in Family Court on 2/13/97, 2/27/97 and 5/13/97. Therefore, these days shall be granted as non-attendance days, if the school has not already done so. Grievance sustained.

As the grievant was required to appear at an arbitration on April 16, 1997, he shall be granted this day as a Non-Attendance Day. Grievance sustained.

Respectfully submitted,

Eileen Delgado
Eileen Delgado
Executive Director's Representative

IT IS SO ORDERED:

Howard S. Tames
Howard S. Tames
Executive Director

AUG 10 1998