

U.S. Department of Labor

Occupational Safety and Health Administration
Atlanta Regional Office
Sam Nunn Federal Center
61 Forsyth Street, SW Room 6T50
Atlanta, Georgia 30303
(678) 237-0400
(678) 237-0447 FAX



October 2, 2014

Regional Administrator

U.S. Environmental Protection Agency

61 Forsyth Street, SW, 13th Floor
Atlanta, GA 30303

RECEIVED
OCT 16 2014
RA's Office

RE: City of Atlanta, Department of Watershed Management [REDACTED]
Case#4-5580-14-147

Dear Regional Administrator:

Enclosed for your information please find a copy of a complaint of retaliation filed under the Safe Drinking Water Act, 42 U.S.C 300j-9; an investigation of the retaliation allegation is currently being conducted by this office

If I can be of further assistance to you, please do not hesitate to contact me.

Sincerely,

Lauren Fehlman
Regional Supervisory Investigator

Enclosures

RC- OSHA OCT07-14-PM03:17

EC



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12 September 2014

BY FAX: 678.237.0447
AND FIRST CLASS MAIL

Mr. Antione Robinson
Acting Assistant Regional Director
Office of Whistleblower Protection Programs
United States Department of Labor
Room 6T50
61 Forsyth Street, SW
Atlanta, Georgia 30303

Re: Safe Drinking Water Act
Complainant: (b) (6) Privacy, (b) (7)(C) Enticement
Employer: City of Atlanta
Statute: Safe Drinking Water Act

Dear Mr. Robinson:

I represent and write on behalf of (b) (6) Privacy, (b) (7)(C) Enticement a long term employee of the City of Atlanta, Department of Watershed Management. The purpose of this letter is to make a formal complaint of retaliation under the Safe Drinking Water Act, 42 U.S.C. 300j-9(i).

Within the preceding thirty (30) days, (b) (6) Privacy, (b) (7)(C) Enticement has complained to his employer of numerous acts that render Atlanta's drinking water unsafe and which violate the Safe Drinking Water Act. These complaints include, without limitation, the release of unsafe chemicals into the drinking water and the City of Atlanta's failure to comply with federal laws designed to ensure safe drinking water.

Mr. Antione Robinson
Acting Assistant Regional Director
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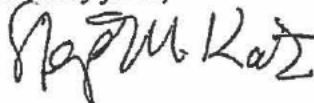
As a direct result of his complaints, City of Atlanta has taken adverse action against Mr. (b) (6) Privacy, (b) (7)(C) that materially affects the terms and conditions of his employment and, importantly, his pay. For example, City of Atlanta has denied (b) (6) Privacy, (b) (7)(C) overtime compensation and attempted to reclassify him as a non-exempt employee. On September 5, 2014, the City of Atlanta removed (b) (6) Privacy, (b) (7)(C) from his union and destroyed the protection offered by the union. (b) (6) Privacy, (b) (7)(C) was compelled to sign a document that removed union protection. Thereafter, the City of Atlanta forced (b) (6) Privacy, (b) (7)(C) to work the night shift knowing that it would cause him extreme hardship. Finally, City of Atlanta has substantially reduced (b) (6) Privacy, (b) (7)(C) pension benefits and persistently refuses to restore money unlawfully taken from his pension account.

(b) (6) Privacy, (b) (7)(C) requests that OSHA accept this complaint of retaliation, assign him a case number, and conduct an investigation to remediate the retaliation he has suffered. (b) (6) Privacy, (b) (7)(C) seeks back pay, restoration of pension benefits, and return to union status.

I would appreciate it if you would acknowledge receipt of this complaint by letter or email due to the short statute of limitations. If you have any questions, please contact me.

Thank you for your courtesy, and I remain

Very truly yours,



Stephen M. Katz

smk/

cc:

(b) (6) Privacy, (b) (7)(C) (b) (6) Privacy, (b) (7)(C)