

	<b>FOR FLRA USE ONLY</b>	
	Case No.	
	Date Filed	
<p style="text-align: center;">UNITED STATES OF AMERICA  <b>FEDERAL LABOR RELATIONS AUTHORITY</b>  <b>CHARGE AGAINST AN AGENCY</b></p>		
Complete Instructions are on the back of this form.		
<b>1. Name and address of charged activity or agency</b> Bureau of Prisons-FCC Butner P. O. Box 5000 Butner, NC. 27509	<b>2. Name and address of charging labor organization or individual</b> A.F.G.E. Local 408 P. O. Box 5000 Butner, NC. 27509	
<b>3. Activity or agency contact information</b> Name: Chris Holland Title: Warden, FCC Butner Phone: (919)575-3900	<b>4. Labor organization or individual contact information</b> Name Larry Nelson Title: Chief Steward, Local 408 Phone: ( 919 ) 575-8000 Home: (434)294-1337	
<b>5. Which subsection(s) of 5 U.S.C. 7116(a) do you believe have been violated? <u>1,2,3,4,5,6,7,8</u></b>		
<p>On February 26, 2016 the Union was made aware via email (Attachment A) that the nursing staff would be required to perform a cycle count of the Omnicell machines each day at the end of each shift. Currently Local 408 has a negotiated MOU (Attachment B) in place between Local 408 and FCC Butner that governs the inventory counting (cycle counting) of the Omnicell machines. Section B item 9 of the existing mutually negotiated MOU states that the Omnicell machines will be cycle counted once per week, on Wednesdays, during the hours of 7a-7p.</p> <p>This is a unilateral change to a negotiated MOU is a clear example of bargaining in bad faith and repudiation of an agreement..</p>		
<u><b>REQUESTED REMEDY</b></u>		
<ol style="list-style-type: none"> <li>1. Management at each Institution will post the following notice on group wise and on all staff accessible bulletin boards for 90 days the notice will be signed and dated by all three Warden's at the Federal Correctional Complex Butner.</li> <li>2. A copy of this posting will be provided to AFGE Local 408. WE HEREBY NOTIFY OUR EMPLOYEES THAT MANAGEMENT WILL NOT violates the rights of the employees or of Local 408 by bargaining in bad faith, or committing prohibited personal practices which are inconsistent with the collective bargaining agreement, law and regulation.</li> <li>2. Management at FCC Butner will not continue to Bargain in Bad Faith.</li> <li>3. Issue an order compelling Management Officials at FCC Butner honor the existing mutually negotiated MOU regarding inventory counts of Omnicell machines.</li> <li>4. That Management Officials comply within the Administrative Law of USC Title 5, 7102. Issue a cease and desist order to the management at FCC Butner with respect to this type of violation.</li> <li>5. Any other remedy's the Administrative Law Judge determines. And to be made whole.</li> </ol>		

7. Have you or anyone else raised this matter in any other procedure? <u>    X    </u> No <u>        </u> Yes		
If yes, where?		
(See reverse) _____		
8. I DECLARE THAT I HAVE READ THIS CHARGE AND THAT THE STATEMENTS IN IT ARE TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT MAKING WILLFULLY FALSE STATEMENTS ON THIS CHARGE CAN BE PUNISHED BY FINE AND IMPRISONMENT, 18 U.S.C. 1001. THIS CHARGE WAS SERVED ON THE PERSON IDENTIFIED IN BOX #3 BY [check "x" box] Fax		
1st Class Mail      In Person X      Commercial Delivery      Certified Mail		
8. Larry Nelson, Chief Steward _____		April 7, 2016