

Sample Wording to Help Whistleblower Secure Review of
the “decision to terminate” Him from the Dept of the Army, Re
Which the Dept Has Obstructed Review For Thirty One (31) Years

Please use your own words. Please send separate letters, formatted with your return address, and addressed to each of (a) your federal Senators (two), (b) your federal Congressman, (c) the President, (d) the Secretary of Defense, and (e) the Secretary of the Army (one each).

1. Please cause the Department of the Army to order a “due process review” for Leroy J. Pletten, a federal employee with a record of awards who was discharged after he began whistleblowing. He was at the Army Tank-Automotive Command (TACOM) when the removal decision was made without prior notice of charges of any misconduct by him under the “Table of Penalties.”

2. The Army did not charge Mr. Pletten with having violated any regulation, nor with any offense under the “Table of Penalties.” On the contrary, Mr. Pletten’s performance record shows him to have an exemplary record, one of awards, not warnings, reprimands, and suspensions, the typical predecessors to a removal. Pletten’s supervisor, Jeremiah Kator, even after the “decision to terminate” was made, gave Mr. Pletten a pay raise for good work. Thus, the Army never filed pre-decision charges against him. This violated federal constitutional and statutory law, e.g., 5 USC § 7513.(b), which mandate due process, notice of charges prior to decision.

3. Mr. Pletten has been seeking review ever since the “decision to terminate” him, under 29 CFR § 1613. That is a pro-employee forum. The Army refuses him that forum, and cancelled its investigation that was begun. Of course, under civil service rules, investigation is to occur before a termination decision, here, Army refuses to allow one even after its peremptory no-notice decision.

4. Mr. Vyron Barker, a co-worker, provided a sworn affidavit, citing the circumstances, all in Mr. Pletten’s favor, corroborating that the whole office knew no charges were filed against him.

5. The Army base at issue has abused other employees, e.g., (a) Sgt. James McKelvey making fun of him for his combat injuries, so viciously he won a multi-million dollar jury verdict in federal court, and (b) Engineer David Tenenbaum, while he was developing armor for our troops then in Iraq to protect them from IED’s, etc. With the latter, the Pentagon Inspector General (IG) found the Army base, TACOM, had even misled the court.

6. For Mr. Pletten, such an IG review is likewise needed. But it is being refused him, now for some thirty-one (31) years. Please ask the Department of Army to do a “due process review,” indeed, please insist, and follow-up to assure it does so.

7. Thank you for your assistance, which is much appreciated.

Respectfully,