

IN THE MATTER OF A CONTROVERSY

BETWEEN

Chris Viramontes # 37394

AND

Eric Aldape # 37519

Involving A  
Section 13.2 Violation

ORDER

of

David Miller  
Area Arbitrator

May 17, 2015

Long Beach, California

This Arbitrator is in receipt of a request from Eric Aldape # 37519 (see attached) as it pertains to Item No. 4 of SCGM-0004-2013 and his plea for relief as it relates to Aldape's confinement to the day shift for a period of five (5) years. This letter of request from Aldape was received from the PMA office located in Long Beach on May 12, 2015.

After careful review of the complete record and the exhibits I find the punishment specified to Aldape and so completed is sufficient and complies with the facts of the case.

The penalties completed were significant in monetary stipulations and there is no necessity to continue to penalize Aldape as it pertains to working on his chosen shift.

This order is not based on any pending "new LOU letters" but simply on the request and my through review of the record.

I find no wording within the CLRC letters of February 25 or 26 that prohibit the action this Arbitrator has taken within this order.

Mr. Aldape is free to choose the working shift of his choice in accordance with local dispatch rules beginning on May 23, 2015.

/s/ David Miller

David Miller  
Area Arbitrator  
Southern California

