

() ()

REPORT OF CONTACT/ATTEMPTED CONTACT
UNIFORMED SERVICES EMPLOYMENT AND REEMPLOYMENT RIGHTS ACT
U.S. Department of Labor, Veterans' Employment & Training Service

CASE NAME: Snyder, Kenneth W.

FILE NUMBER: KS-2010-00021-20-G

REPORT OF: Phone Contact

DATE CONDUCTED: 11/05/2010

PHONE NUMBER(S): Home:
Cell:

Work: 913-573-3315
Fax: 913-371-4722

E-MAIL Address: rwonnell@mvplaw.com

NAME(S): Wonnell, Robert J (Attorney)

ADDRESS(ES): McAnany, Van Cleave & Phillips, P.A.
707 Minnesota Ave., Suite 400
Kansas City, KS 66101

At approximately 4:30pm, spoke with E regarding the documents and position statement.

Confirmed with E that they believe termination was justified, even though X was a probationary employee and not subject to normal disciplinary processes. Moreover, because the issues violated company policy and the CBA, any employee would have been terminated.

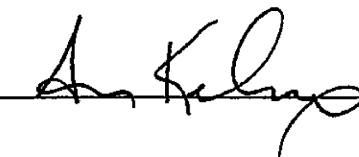
Noted that the performance evaluations seemed to contradict the reason for termination, in that 2 out of 3 showed improvements and positive ratings in the areas E was stating were the reasons for termination. Additionally, the last evaluation was completed while X was on his 2-week AT and is unsigned by X.

E was informed that it will be necessary to request additional documents in order to do a comparative analysis on similarly situated employees. Furthermore, it may be necessary to conduct interviews with the supervisor and other staff X worked with.

E stated that they were more than willing to comply with those requests and was informed that a letter would be sent outlining this conversation and specifically listing the additional documents to be provided. E asked about time limit because he was short staffed. Informed E that we are getting close to the 90-day time limit for completing investigations, but will request an extension and try to allow as much time as possible to fulfill the request.

E stated they would be contacting the HR department to begin processing the request.

PREPARER'S SIGNATURE:



DATE: 11/09/2010

Page 1 of 1

EXHIBIT NO:

VETS FORM 1063



McAnany, Van Cleave & Phillips, P.A.
Attorneys at Law Since 1901

Kansas City
Roeland Park
St. Louis
Springfield
Omaha

CHARLES A. GETTO**	DAVID F. MENGHINI**	RACHEL R. BROWN**	ELIJAH J.L. HAAHR**
FREDERICK J. GREENBAUM**	JOSEPH W. HEMBERGER**	ROBERT O. MUSICK**	JOSHUA G. DECKER**
LAWRENCE D. GREENBAUM**	RYAN B. DENK**	GREGORY T. COOK**	BRENT M. JOHNSTON**
JOHN D. JURCYK**	JOHN R. EMERSON**	LISA M. HENDERSON**	MARY M. NERO**
DOUGLAS M. GREENWALD**	CHRISTOPHER E. PATT**	HEATHER E. HUTSELL**	LYNDSAY E. SPIKING**
ANTON C. ANDERSEN**	REID S. HIGHLANDER**	KATIE M. BLACK**	JUSTIN W. HIGH**
GREGORY D. WORTH**	GEORGE D. HALPER**	GREGORY S. DAVEY**	PATRICK T. HINRICHS**
DERYL W. WYNN**	PATRICIA L. MUSICK**	THOMAS J. PETTIT**	KENDRA M. OAKES**
CLIFFORD K. STUBBS**	THOMAS J. WALSH**	JODI J. FOX**	
CARL A. GALLAGHER**	ELIZABETH REID DOTSON**	BRENT M. NEUMEYER**	COUNSEL
ERIC T. LANHAM**	ROBERT J. WONNELL**	KARL L. WENGER**	ROBERT D. BENHAM**
STEPHEN A. MCMANUS**	SHELLEY A. WILSON**	LARA Q. PLAISANCE**	
GREGORY P. GOHEEN**	SAMANTHA N. BENJAMIN- HOUSE**	LAURA E. SIDES**	JAMES R. GOHEEN 1942-1994
BYRON A. BOWLES, JR**	JAMES P. WOLF**	JANE A. SIEVE-WILSON**	DANIEL B. DENK 1943-2003

Admitted in Kansas * Admitted in Missouri + Admitted in Nebraska ^ Admitted in Arkansas * Admitted in Oklahoma * Admitted in Iowa ^ Admitted in Illinois *

December 3, 2010

Aeron Kelvington
U.S. Department of Labor
Office of the Assistant Secretary for
Veterans' Employment and Training Service
900 SW Jackson, Suite 509
Topeka, KS 66612-1220

Re: Kenneth Snyder v. Board of Public Utilities
MVP File No.: 2471.4

Exemption 6 (2) - Personal
Privacy of Individuals

Dear Mr. Kelvington:

This is the response of the BPU to your letter of November 8, 2010. I enclose the responses to your request for additional documentation. Please contact me to arrange for interviews of those BPU employees with whom you wish to speak

Behind the page marked Kenneth Snyder # 1, the BPU provides the two performance evaluations for [REDACTED]. Behind the page marked Kenneth Snyder # 2 are termination papers for an employee in the Electric Operations and Technology Division, like Sgt. Snyder, who did not successfully pass the probationary period.

[REDACTED] These are the examples from the period you requested. BPU enjoys a stable employment base and job openings are relatively rare.

We are also enclosing a copy of Sgt. Snyder's time records. You will note that the final evaluation was prepared while Sgt. Snyder was on military leave. However, the events records occurred before he went on leave. As with many organizations, including the armed forces, paperwork trails the actual events. Significantly, Sgt. Snyder writes that he doesn't know why his employment was terminated. However, the statements in each evaluation are quite clear and, to

10 DEC 3 RCVD