

# **Attachment 14**

to Operational Factors Group Chairman's Factual Report

**ERA12MA122**

**NPTRS**

**REST RULES COMPLAINT**



02/02/2012  
14:05:03

NPTRS QUERY SYSTEM  
DETAIL FORMAT

SMYPTDTL  
ANONYMOUS

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RECURRENT TRAINING AND JEPPISEN CHART UPDATES. THESE DUTIES CAN LAST AS LONG AS FIVE TO SEVEN HOURS. YET THE PILOTS ARE INTIMIDATED AND WARNED NOT TO INCLUDE

THESE TIMES IN THEIR MONTHLY/DAILY DUTY TIME LOG. A PILOT MAY BE CALLED IN FOR WORK, CLEAN AIRPLANES AND PERFORM OTHER REQUIRED DUTIES, RETURN HOME, AND BE CALLED OUT TO FLY A FEW HOURS LATER. SUBSEQUENTLY, THAT PILOT MAY BE ON FLIGHT

DUTY FOR ANOTHER 12 HOURS AND ONLY HAVE HIS TIME SHEET REFLECT HIM WORKING 12 HOURS THAT DAY WHEN HE ACTUALLY WORKED ABOUT 17 HOURS. I HAVE EXPERIENCED THIS MANY TIMES AND HAVE BEEN WARNED, HREATENED AND GIVEN A HARD TIME WHEN I COMPLAINED. THIS CLEARLY VIOLATES DUTY TIME RESTRAINTS AS REQUIRED BY FAA.

SEE REGULATIONS 135.263 THROUGH 135.271. MANAGEMENT WILL TRY TO JUSTIFY THAT THESE EXTENDED DUTY TIMES ARE UNDER PART 91, WHEN IN REALITY AT MOST ONE SEGMENT WAS UNDER PART 91.

5. THE COMPLAINANT ALSO ALLEGED THE FOLLOWING OPERATIONS RELATED ISSUES. THESE ALLEGATIONS WERE PERSONALLY INVESTIGATED BY POI EDWARDS AND COULD NOT BE SUBSTANTIATED DURING THIS INSPECTION:

A. COMPLAINT: "THAT PILOTS DO NOT HAVE ANY SCHEDULED DAYS OFF"

B. COMPLAINT: "THAT PILOTS ARE ON DUTY CALL 24 HOURS A DAY"

C. COMPLAINT: "PILOTS HAVE NO SCHEDULED DAYS OFF THROUGHOUT THE WHOLE YEAR, AND MANY ARE SLEEP DEPRIVED AND UNSAFELY FLYING INTO ALL TYPES OF CONDITIONS"

D. COMPLAINT: "PILOTS DUTY SHEETS SHOW DAYS LISTED OFF AS THE TIME THAT THEY DO NOT GET CALLED IN TO FLY, YET THEY WERE STILL ON CALL THAT ENTIRE DAY".

E. COMPLAINT: "THE TEN HOUR REST PERIOD IS FREQUENTLY BROKEN BY PHONE CALLS FROM SCHEDULING TO CALL ABOUT A NEW FLIGHT, OR TO CALL A PILOT IN TO WORK TO PERFORM OTHER DUTIES"

F. COMPLAINT: "ADDITIONAL DUTIES CAN LAST AS LONG AS FIVE TO SEVEN HOURS, YET THE PILOTS ARE INTIMIDATED AND WARNED NOT TO INCLUDE THESE TIMES IN THEIR MONTHLY/DAILY DUTY TIME LOG".

G. COMPLAINT: "PILOTS ARE WORKING ABOUT 17 HOURS, WHILE THEIR TIME SHEETS REFLECT THEM WORKING 12 HOURS A DAY"

AS A MATTER OF RECORD, THIS INVESTIGATION WAS ACCOMPLISHED WITHOUT THE BENEFIT OF AN INTERVIEW WITH THE COMPLAINANT. TWO VOICE MESSAGES WERE LEFT AT THE COMPLAINANTS' PHONE OF RECORD ON MAY 5, 2006, AT 1015 LOCAL AND AGAIN ON MAY 3, 2006, AT 1430 LOCAL. HOWEVER, WE DID NOT RECEIVE A RETURNED TELEPHONE CALL UNTIL AFTER THE UNANNOUNCED INSPECTION WAS ACCOMPLISHED.