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We're Still Fighting!

Our lawsuit is before the Ninth Circuit Court of Appeals, following an unfavorable initial ruling in a lower court. A ruling is possible as soon as today.

As General Tattini already kindly informed you, we didn't get the result we hoped for in the first round. So far, though, General Tattini hasn't mentioned that we filed an emergency appeal. That appeal is before the Ninth Circuit, which might hand down a ruling as soon as today. (But we can't count on that – their ruling might not be issued until next Friday.) The lower court's ruling is a disappointing development, but if we just gave up when things didn't immediately go our way, we wouldn't be JPL.

However things might go with the emergency appeal, this is still just an early step along a very long road, one that surely leads all the way to the Supreme Court. As we mentioned last week, this is our last planned flier distribution – at least for now – but you can continue to follow and discuss the progress of the lawsuit, and related rebadging issues, at the Web site. It's not going away, and neither are we. When you hear something from management, come to our site to find out the truth.

Haven't signed yet? Here's what we recommend

If you will be signing SF-85, Hadsell & Stormer (our law firm) recommends the following statement if you wish to document that you signed involuntarily. You can put this statement in the "Continuation Space" on the last pre-waiver page of the SF-85 form. The statement our lawyers recommend is this:

"I am signing this under duress because I have been told by my supervisors that unless I sign I will lose my job. I believe this questionnaire invades my constitutional rights."

In addition, consider emailing the statement to your line management with copies to Dr. Elachi. Don't put any comments on the waiver ("Authorization for Release") itself.

Good luck. Whatever you do, we wish you the best.

JPL HR Head Cozette Hart thinks she can replace you

Unlike us, Cozette Hart, the Director of Human Resources for JPL, thinks you'd be easy to replace. In her court filing for our opponents, she swore that she'd be willing to testify under oath as follows: "When an employee leaves JPL we typically have a number of qualified applicants to replace them, entailing minimal disruption to any project that employee may have been working on."

We beg to differ. Not only is this a surprisingly contemptuous attitude for the head of Human Resources to take toward JPL employees, it also shows an appalling ignorance of the realities of projects – especially flight projects – where individual team members are particularly important and their loss can be extremely disruptive. (To be fair, she does go on to say that Caltech values us – and then she repeats that we'd be easily replaced.)

There's more stuff like that (including an application for a job at Starbucks) in the Caltech and NASA declarations. It's all available on our Web site, along with our own filings. We encourage you to read it all for yourself.

www.hspd12jpl.org

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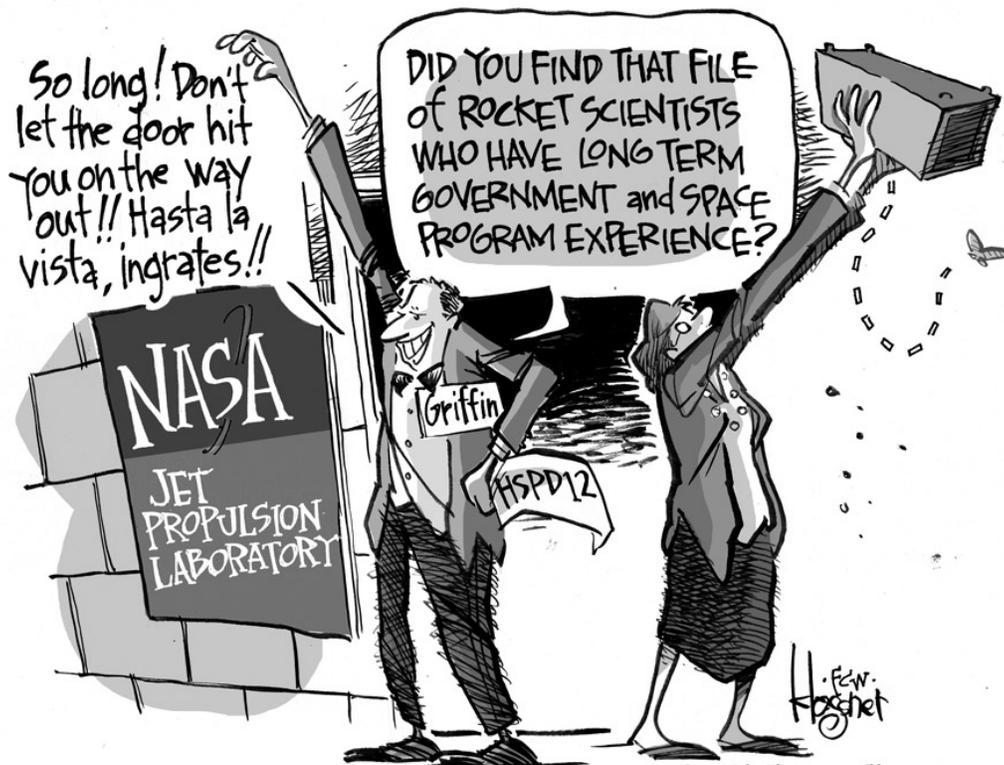
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We'll continue the fight – and here's how you can continue to fight alongside us

Your support so far has been overwhelming. The flier teams, in particular, have noticed your friendly waves, smiles, thumbs-up signs, and similar gestures throughout this process, and we want to say **thank you!**

Other ways you can help:

- Donate to the legal fund. As long as we fight, we'll welcome your donations. No donation is too small to be appreciated.
- Make it known that you signed only because they forced you to. Already, over 200 JPLers have signed such a statement, at www.hspd12jpl.org/statement.html. Add your voice today, and spread the word!
- If you've been harmed by the rebadging process in any way, or if you've directly observed harm to others – if you've been denied a badge, you've had your benefits threatened, you personally observed the lax information-handling procedures of the rebadging staff, anything – please email the details to resist.hspd12+lawsuit@gmail.com. We're collecting all the stories, and we'll pass the information to our lawyers.
- Wear your "No HSPD-12" T-shirt on the last non-RDO day of each week. And proudly display your "No HSPD-12" buttons, coffee mugs, mouse pads, stickers, and other merchandise every day. It's all available at our non-profit online store, cafepress.com/hspd12jpl.
- Check the Web site for news and information as the lawsuit progresses. Don't believe anything you hear from management until you've heard from us.



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