



Washington Teachers' Union

Amplifying the Voice of DC Teachers

Elizabeth A. Davis, President

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January 19, 2021

Dear Chancellor Ferebee:

I am writing to inform you of the Washington Teachers' Union's (WTU) intent to seek expedited arbitration under Paragraph 47 of the MOA.

WTU believes there are numerous violations of the Memorandum of Agreement (MOA), including but not limited to schools that are slated to reopen despite not satisfying all elements of the readiness checklist. We believe these violations must be submitted to an arbitrator for expedited review under the MOA.

In order to complete the arbitration in a timely fashion, we propose that hearings start early next week. We would like to contact AAA immediately to retain an arbitrator and prepare for the hearing. If he is available, we believe that David Vaughn would be a good choice as the arbitrator. Please let us know if you will agree to request Vaughn or if you have other ideas for arbitrators.

I ask that you designate someone from DCPS to discuss the arbitration procedures in more detail with WTU's legal team. We would propose that this conversation take place no later than Wednesday.

In addition, we are requesting that you provide the following documents and information no later than Friday:

1. A list of all teachers assigned to in-person teaching for Term 3; whether they volunteered for in-person teaching or were assigned involuntarily; and details concerning their assignment, e.g., school and subject area.
2. All DCPS School Building Readiness Checklists ("Checklist") that have been completed to date. If not already included on the Checklists themselves, please also provide the date of any walk throughs completed at schools, and the names and positions of all persons in attendance for each walk through.
3. All outstanding work orders or other such requests for supplies, repairs, or building modifications generated for topics included on the Checklist.
4. All policies or instructions that DCPS has issued related to paragraph 7 of the MOA (social distancing guidelines).

5. A list of school sites, if any, that DCPS currently does not intend to reopen for Term 3 because the school has not completed all items on the Checklist, pursuant to paragraph 10 of the MOA.
6. All materials shared or used during the webinar referenced in paragraph 11 of the MOA, and the date(s) that the webinar was held.
7. All notifications received by DCPS that a school has fallen out of compliance with the Checklist, pursuant to paragraph 12 of the MOA.
8. All “plan[s]” and [timeline[s]]” issued by DCPS to remediate issues pursuant to paragraph 12 of the MOA.
9. A list of school sites, if any, that DCPS has deemed unsafe or closed as discussed in paragraph 13 of the MOA.
10. All documents related to DCPS’s compliance with paragraphs 17, 18, and 32 of the MOA (guidance, professional development, and training) including all guidance documents given to teachers and the dates of all professional development training sessions held pursuant to those provisions.
11. A list detailing, for each school site, the name(s), qualifications, licensure, and daily and weekly schedule of each “health care professional” assigned to the school, pursuant to paragraph 19 of the MOA.
12. A description of the PPE and supplies issued by DCPS pursuant to paragraphs 24 -26, and 38 of the MOA, including for each type of PPE or supplies: the manufacturer, model number, and the number of units issued to each school site.
13. All documents issued related to employee testing, pursuant to paragraph 32 of the MOA.
14. A list of schools whose HVAC systems were updated pursuant to paragraph 34 of the MOA, including a description of what the update included.
15. All “family demand data” collected by DCPS, pursuant to paragraph 36 of the MOA. This includes the raw data from any parent survey, as well as any other data collected on family demand.
16. A description of all actions taken by DCPS to comply with paragraph 42 of the MOA (childcare).
17. Results of any test conducted of ventilation or air filtering systems in schools over the past six months, and a copy of the protocols for any such tests.

Sincerely,

Elizabeth Davis, *President*
Washington Teachers' Union, AFT Local 6 AFL-CIO