

**REPORT OF CONTACT/ATTEMPTED CONTACT
UNIFORMED SERVICES EMPLOYMENT AND REEMPLOYMENT
RIGHTS ACT**

U.S. Department of Labor, Veterans' Employment & Training Service

CASE NAME: Brett Gailey v. Everett Police Department

FILE NUMBER: WA-2018-00003-20-R

REPORT OF: Contact

DATE CONDUCTED: 12/5/17

COMMENTS:

Called attorney to discuss the case. He stressed that the performance is the reason claimant was passed over for promotion stated the City will work with him on performance but cant get passed it to promote him. When I explained that Mr. Gailey seems to be the only individual that is getting counseled on issues when others are doing them as well and that Mr. Gailey is the only one who is currently serving in the military therefore it appears that Mr. Gailey's military service is a motivating factor, the attorney changed his tune but still stated that the city will not promote him. He then asked if he could send additional information for the case for me to review. I told him that we will review it. He then asked if claimant would be willing to provide names for others that haven't received counselings for tings he had been counseled on. I stated that I would ask the claimant.

PREPARER'S SIGNATURE:

A. B. Bach

DATE: 12/5/17

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EXHIBIT NO: