

FOI # 14514



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215.226.3600

National Conference of
Firemen and Oilers
606.324.3445

New Jersey District
973.824.3225

Western Pennsylvania District
412.471.0690

November 19, 2013

Daniel Duffy
FOI Administrator
Port Authority of New York and New Jersey
225 Park Avenue South, 17th Floor
New York, NY 10003

Via Fax: 212-435-7555

Re: Freedom of Information Request

Dear Mr. Duffy:

Pursuant to the New York State Freedom of Information Law, Article 6 of the Public Officer Law, and the Port Authority of New York and New Jersey policy on Freedom of Information found on the Port Authority's website (http://www.panynj.gov/AboutthePortAuthority/ContactInformation/foi_policy.html), I am requesting a copy of all Breach of Rights "BOR" tickets issued for the time period of January 2012 through November 19, 2013 for Aviation Safeguards and Delta Airlines at LaGuardia Airport.

Please contact me at (212)-388-3763 or via email at Tamara.Brummer@seiu32bj.org if you have any questions concerning this request. I ask that you please contact me if service and duplication charges for this request exceed \$200.00 overall. Thank you for your attention to this matter.

Sincerely,

Tamara Brummer
Research Department
SEIU 32BJ
25 W. 18th Street
New York, NY 10011
Phone: 212-388-3763
Fax: 212-539-2858

www.seiu32bj.org

THE PORT AUTHORITY OF NY & NJ

FOI Administrator

April 18, 2014

Ms. Tamara Brummer
32BJ SEIU
25 West 18th Street
New York, NY 10011

Re: Freedom of Information Reference No. 14514

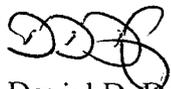
Dear Ms. Brummer:

This is in response to your January 8, 2014 request, which has been processed under the Port Authority's Freedom of Information Code (the "Code"), for all Breach of Rights ("BOR") tickets issued for the time period of January 2012 through November 19, 2013 for Aviation Safeguards and Delta Airlines at LaGuardia Airport.

Material responsive to your request and available under the Code can be found on the Port Authority's website at <http://www.panynj.gov/corporate-information/foi/14514-O.pdf>. Paper copies of the available records are available upon request.

Please refer to the above FOI reference number in any future correspondence relating to your request.

Very truly yours,



Daniel D. Duffy
FOI Administrator

225 Park Avenue South, 17th Floor
New York, NY 10003
T: 212 435 3642
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Breach of Rules Violation Codes

Code	Description	Fine	Class	Response
Fire Safety				
A1	Housekeeping: Trash	No	No	Yes
A2	Fuel Leaks	No	No	Yes
A3	Smoking	No	No	Yes
A4	Fueling of Aircraft	No	No	Yes
A5	Fire Hazard	No	No	Yes
A6	Blocking Exit or Hydrant	No	No	Yes
A7	Misc. - Fire Safety	No	No	Yes
Equipment				
B1	Expired/ Missing PONYA Tag	No	No	Yes
B2	Faulty Equipment	No	No	Yes
B3	Vehicle Accident	No	No	Yes
B4	Towing Equipment	No	No	Yes
B5	Failure to Comply w/ Police Instr.	No	No	Yes
B6	Misc. - Equipment	No	No	Yes
Security				
C1	Failure to Display/ Misuse ID	Yes	Yes	Yes
C2	Unauthorized Access	Yes	Yes	Yes
C3	Mutilated ID/ Expired ID	Yes	Yes	Yes
C4	Failure to Properly Investigate Alarm	Yes	Yes	Yes
C5	Misuse of Escort Privileges	Yes	Yes	Yes
C6	Improper company to Company Escort	Yes	Yes	Yes
C7	Failure to comply w/ Guard's Instr.	Yes	Yes	Yes
C8	Failure to Challenge	Yes	Yes	Yes
C9	Misc. - Security	Yes	Yes	Yes
Aeronautical				
D1	Illegal Parking	No	No	Yes
D2	Failure to Use RSVR	Yes	Yes	Yes
D3	Cutting off A/C - Emergency Vehicle	Yes	Yes	Yes
D4	Speeding/ Reckless Driving	Yes	Yes	Yes
D5	Blocking of Aircraft	Yes	Yes	Yes
D6	Abandoned Equipment	No	No	Yes
D7	Foreign Object Debris	No	No	Yes
D8	Unattended Running Vehicle	No	No	Yes
D9	Unauthorized Oper./ Permit	No	No	Yes
D10	Misc. - Aeronautical	No	Yes	Yes
Cargo				
E1	Parking in Cargo Area	No	No	Yes
E2	(Chapter V) ID & Vest	No	No	Yes
E3	Failure to Safeguard	No	No	Yes
E4	No Police Escort	No	No	Yes
E5	Misc. - Cargo	No	No	Yes
Aircraft				
F1	Taxiing off Centerline	No	No	Yes
F2	Unauthorized Taxiing H/S	No	No	Yes
F3	Unauthorized Maintenance	No	No	Yes
F4	Unauthorized Loading	No	No	Yes
F5	Unauthorized Engine Run	No	No	Yes
F6	Aircraft not Choked	No	No	Yes
F7	Misc. - Aircraft	No	No	Yes

* First Occurrence- \$25 & SIDA Class Required within 45 Days

* Second Occurrence - \$100 & SIDA Class Required With Supervisor within 45 Days.

Written Warning letter informing employee & Issuing Officer of the two Offenses.

* Third Occurrence:

Security Violation - ID will be revoked for up to two years.

Safety/ Moving Vehicle- AOA driving privileges will be suspended for six months.

LIST OF BOR BETWEEN 01-JAN-12 AND 19-NOV-13 For Delta Airlines

Issue Date	Unit	Bor No.	Company	Id Number	Last Name	Ponya Plate	Build. No.	Viol. code	Class	Remarks	Date Attended
01/27/12	999	640701	DAL	0042528	JOHNSON		NA	C1	N	DELTA SUVP WILLBRAHAM VEGA 3020093486 WAS PRESENT AND INFORMED	
03/04/12	303	455404	DAL	0043557	SEVILLA		NA	D3	N		03/05/12
03/16/12	999	640683	DAL	0047289	SEAWRIGHT		NA	C5	S	PER A. GASPARRI RECINDED BOR FROM MARTIN MUNOZ AND REISSUED TO ABOVE EMPLOYEE.	04/12/12
04/13/12		454806	DAL	0022414	ELLIOTT	A2834	NA	C9	S		
04/13/12	999	640670	DAL	0016720	CHUZAN		NA	C9	S		
05/04/12		454807	DAL	002214	ELLIOTT		NA	C9	S		
05/08/12	303	454810	DAL	0005115	EASON		NA	C9	S		05/31/12
05/21/12	999	628256	DAL	0014703	PANTARATOS		NA	C9	S		
06/27/12	999	641431	DAL	0050881	GUEVVARA		NA	C8	S	AUDITOR WITHOUT PA ID DISPLAYED ASKED ABOVE EMPLOYEE A FEW QUESTIONS AND EMPLOYEE FAILED TO CHALLENGE THE AUDITOR	07/24/12
07/09/12	303	455410	DAL	0050866	SAKKAS		NA	B1	N		
07/19/12	999	640785	DAL	0051003	GUERRIER		NA	C8	S		07/26/12
08/10/12	999	640693	DAL	0050576	CAICEDO		NA	C8	S	FAILURE TO CHALLENGE.	08/24/12
09/04/12	999	640695	DAL	0045452	BALBUENA		NA	C8	S		
09/24/12	999	628264	DAL	0050986	COWLEYSEGARRA		NA		S	THE AUDITOR WITH NO PA ID DISPLAYED, DID ASK THE ABOVE WORKER A QUESTION AND WALKED AWAY WITHOUT A CHALLENGE	
10/03/12	999	640697	DAL	0051120	MITCHELL		NA	C8	N	FAILURE TO CHALLENGE	
10/04/12	302	436754	DAL	0020962	CRUZ		NA	C9	N	GATE/JET WAY DOOR C21 A US AIR TERM WAS OPEN. DELTA AIRCRAFT #N994DL WAS AT THE GATE FULLY OPENED, AIRCRAFT WAS SEARCHED, NO ONE ON BOARD.	
10/05/12	999	641459	DAL	0050556	PEREZ		NA	C1	N		
11/14/12	999	640627	DAL	0052312	DIAZ		NA	C8	N	AUD W/O PAID DISPLAYED WALKED ON TO THE AOA AFTER ABOVE VIOLATOR ENTERED A CODE THRU SIDA DOOR D-87 LOCATED IN THE ARRIVAL AREA	
12/01/12	999	640629	DAL	50934	GREENE		NA	C8	N	FAILURE TO CHALLENGE	
12/02/12	302	435780	DAL	0000302	KOWALSKI	A3734	NA	B2	N		
12/02/12	302	435781	DAL	52347	CARTY	A3711	NA	B2	N		
12/02/12	302	435778	DAL	50784	BENITEZ	A3504	NA	B2	N		
02/11/13	999	640640	DAL	0046294	SPENCE		NA	C8	S	AFTER HE ENTERED A CODE THROUGH A CIPER CODE DOOR (NO NUMBER) FAILING	04/04/13
02/18/13		436758	DAL				NA	C9	N	PONYA T6854 (DELTA #90978), 6876 (DELTA #909163), T6352 (DELTA #102413), T6849 (DELTA	

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Issue Date	Unit	Bor No.	Company	Id Number	Last Name	Ponya Plate	Build. No.	Viol. code	Class	Remarks	Date Attended
02/19/13		436757	DAL			T7380	NA	C9	N	#97620) NOT PARKED IN DELTA PARK NO FOR CARTS CAUSING HAZARD. ALSO DELTA TUG AND CONTRACTORS DUMPSTERS BLOCKING AREA HAZARDOUS IN CASE OF EMERGENCY.	
04/09/13	999	640646	DAL	0051142	BELCOURT JR.		NA	C8	S	VIOLATOR DID NOT CHALLENGE AUDITOR. FAILURE TO CHALLENGE	04/18/13
04/17/13		656902	DAL	0036191	RAMONES	A2763	NA	D4	N	SPEEDING - MUST RETAKE DRVR CLASS	06/13/13
04/23/13	303	455685	DAL	0005056	PEREZ		NA	F5	Y	UNAUTHORIZED ENGINE RUN, NO CALL PLACED TO OPS FOR APPROVAL	
04/24/13	999	472064	DAL	0051146	KERR		NA	C1	S	SUPERVISOR HERNANDEZ RODOLFO 3020113211 DELTA AIRLINES ON SCENE	05/07/13
05/01/13	302	4364873	DAL			T6874	NA	D6	Y	NO REPRESENTATIVE PRESENT PA WILL ADVISE AIRLINEA	
05/01/13	999	648151	DAL	0036114	DAVIS		NA	C8	S	FAILURE TO CHALLENGE	06/13/13
05/01/13	302	436487	DAL			T6874	NA	A6	Y	NO REPRESENTATIVE PRESENT PA WILL ADVISE AIRLINE	
05/13/13	999	647829	DAL	0051910	CUNNINGHAM		NA	C1	S	FAILURE TO DISPLAY	05/16/13
05/15/13	999	648153	DAL	0048889	SHIPON		NA	C9	S	WALKED ONTO JETWAY TO FRONT DOOR OF DELTA AIRLINE #626 "FAILURE TO SAFEGUARD JETWAY"	06/06/13
06/05/13		454836	DAL	0054162	GERARDINO		NA	C2	S	THE INDIVIDUAL ACCESSED CTB DOOR D/AB W/OUT CLEARANCE	06/14/13
06/20/13	999	647813	DAL	0033849	LEPRE		NA	C9	S		
07/03/13	999	648158	DAL	0045416	GRAHAM		NA	C8	S	FAILURE TO CHALLENGE	07/11/13
07/10/13		651631	DAL	0051922	BRITO		NA	C1	S	PERSON WAS HAND DELIVERED A BOR FOR NOT DISPLAYING PA I.D.	07/25/13
08/06/13	999	648163	DAL	0047593	BOBBITT		NA	C8	S	FAILURE TO CHALLENGE	09/27/13
08/07/13	999	651639	DAL	0051231	CEPIEDA		NA	C1	S	SUPVISOR RICHARD VITZTHUM 3020128725 WAS PRESENT AND INFORMED. FAILURE TO DISPLAY	09/12/13
08/08/13	999	647836	DAL	0052310	MARTIN		NA	C8	S	FAILURE TO CHALLENGE	09/20/13
08/09/13		383585	DAL	0046857	CYRUS		NA	C9	S	ATTEMPTED TO ENTER STERILE AREA WITH A FIREARM	
08/28/13	302	395231	DAL	0018263	VITZTHUM	T7298	NA	B2	S	BOR ISSUED TO SUPERVISOR ON SLEWE SUPERVISOR WAS NO OPERATOR OF VEHICLE TOWING DEFECTIVE CART.	
09/02/13	999	648165	DAL	0051440	MJESSIG		NA	C8	S	DOOR LOCATED ON THE LOWER LEVEL ARRIVAL AREA (POST SCREENING) AND LEADS TO A UNLOCKED AOA ACCESS DOOR AT GATES 23 & 24 FAILED TO CHALLENGE AUDITOR	
09/11/13	999	648167	DAL	0050585	SANDIFOR		NA	C8	S	DOOR 057A IS POST SCREENING AND LEADS TO OPEN AOA ACCESS	09/23/13

LIST OF BOR BETWEEN 01-JAN-12 AND 19-NOV-13 For Delta Airlines

Issue Date	Unit	Bor No.	Company	Id Number	Last Name	Ponya Plate	Build. No.	Viol. code	Class	Remarks	Date Attended
11/04/13	999	647052	DAL	0050743	DUBOSE		NA	C8	S	DOOR "FAILURE O CHALLENGE EMPLOYEE SWIPED HER PA ID THROUGH DOOR 2602: DOOR 2602 LEADS TO A OPEN AOA ACCESS AT GATE 28	

LIST OF BOR BETWEEN 01-JAN-12 AND 19-NOV-13 For Aviation Safeguards

Issue Date	Unit	Bor No.	Company	Id Number	Last Name	Ponya Plate	Build. No.	Viol. code	Class	Remarks	Date Attended
04/26/12	999	640751	ANS	0036112	REZA		NA	C9	S	AUDITOR WALKED IN BEHIND VIOLA TORTHROUGH DOOR BR9	04/30/12
04/28/12	999	640731	ANS	0031019	ALAM		NA	C9	S		04/10/12
05/04/12		454808	ANS	0027467	NISA		NA	C5	S	BROUGHT THE ESCORTEE ON THE TERMINAL GUARD & PRIOR FORMS WERE NEVER FOUND.	
05/09/12		439249	ANS	0050226	CHAKLADER		NA	C8	S		07/25/12
06/16/12	999	640688	ANS	0043906	CHOU DHURY		NA	C5	S		06/25/12
06/20/12	999	642945	ANS	0044145	KHURAM		NA	C5	S		06/26/12
07/11/12	999	640746	ANS	0051395	SMITH		NA	C8	S		07/23/12
07/23/12	999	641443	ANS	0021744	VELA UTHAN		NA	C8	S		07/27/12
10/04/12	303	437990	ANS	0017642	BARTLETT		51	C9	N	FOUR WORKERS LEFT UNESCORTED BY THE AVIATION SAFEGUARD. TSA INSPECTOR MICHAEL GRUSSO REPORTED ABOVE TO PORT AUTHORITY	
12/04/12	999	647888	ANS	0043715	SHAB BIR		NA	C9	N	AUD OBSVD ABOVE EMPL SWIPE HIS M PAID AT H 305 AND AUD PIGGY BACKED IN BEHIND HIM.	
01/03/13	303	640910	ANS	0052162	MHEMBU		NA	C2	N	INSPECTOR SAYS GUARD WAS NOT POSTED. GUARD WENT TO RESTROOM.	
01/03/13	303	640911	ANS	0022979	BADILLO		NA	C2	N	SUPERVISOR AND GUARD ISSUED BOR.	
01/04/13	999	640634	ANS	0052438	SINGH		NA	C9	N	BAG CONTAINED BOTTLE WATER.	01/08/13
01/04/13		437932	ANS	0053664	ANKOMAH		NA	C8	N	RECOMMENDS RETRAINING.	
01/04/13	999	640633	ANS	0052606	NYANTAKYI		NA	C9	S	EMPLOYEE WAS CARRYING A BAG FOR AVIATION SAFEGUARD EMPLOYEE (BOR #640634) WHO WAS BY PASSING THE SCREENING AREA; BAG CONTAINED BOTTLE WATER.	01/08/13
01/08/13		640913	ANS	0052157	PREVIL		NA	C8	N	RECOMMENDS SIDA RETRAINING.	
01/08/13		640914	ANS				NA	C9	N	SUPERVISOR DID NOT RESPOND FOR OVER 21 MINUTES DESPITE BEING WARNED BY PA SUPERVISOR THAT THE COMPANY WILL RECEIVE A BOR IF RESPONSE WAS NOT IN A TIMELY MANNER.	
01/10/13	999	642948	ANS	0051390	SECK		NA	C5	S		
02/07/13	999	640639	ANS	0040749	HASSAN		NA	C5	S	ABOVE VIOLATOR RESPONSIBLE FOR ESCORT.	02/12/13
08/18/13	999	648233	ANS	0053300	DANIELS		NA	C8	S	AUDITOR IN HANGAR W/O PA ID DISPLAYED ENAGED ABOVE IN CONVERSATION AND NOT CHALLENGED FOR ID	
09/05/13	999	651326	ANS	0055303	PAYNE		NA	C1	S	ISSUED BOR FOR FAILURE TO DISPLAY	09/12/13
09/30/13		395244	ANS	0026533	SINGH		NA	C8	S	LET IN CREW EMPLOYEE THAT DID NOT HAVE AIRPORT ID	09/27/13
10/03/13	303	438863	ANS	0054881	AGYEMANG		NA	C5	S	RECOMMENDED TO TAKE SIDA	10/08/13

LIST OF BOR BETWEEN 01-JAN-12 AND 19-NOV-13 For Aviation Safeguards

Issue Date	Unit	Bor No.	Company	Id Number	Last Name	Ponya Plate	Build. No.	Viol. code	Class	Remarks	Date Attended
										CLASS	
10/20/13	999	651342	ANS	0022430	HEATLEY		NA	C3	S	BOR ISSUED TO ABOVE VIOLAOR FOR MUTILATED ID.	11/22/13
11/06/13	303	438866	ANS	0051526	ODI		NA	C5	S	ASA DID NOT HAVE ESCORT FORM IN POSESSION CLAIMED TO HAVE LOST FORM	
11/09/13	999	651771	ANS	0032166	RODRIGUEZ		NA	C9	S	THE ABOVE ALLOWED A VEHICLE NY REGISTRAION FCM 9409 WHITE VAN TO BE PARKED UNATTENDED WITHIN 300 FEET OF THE TERMINAL	11/18/13