

**National Air Traffic Controllers Association**  
**AFL-CIO**



To:



**RE: NATCA, et al., v. U.S., et al. FLSA Lawsuit – Government Shutdown**

Date: January 25, 2019

This is to inform you that the National Air Traffic Controllers Association, AFL-CIO (“NATCA”) has retained the Washington, D.C. law firm of Woodley & McGillivary LLP to represent its members in a lawsuit filed on January 11, 2019, to recover Fair Labor Standards Act (FLSA) overtime and minimum wages, including liquidated damages, as a result of the government shutdown that began in December 2018.

To participate in the FLSA claims, **YOU MUST COMPLETE THE ENCLOSED DOUBLE-SIDED FORM AND RETURN IT TO WOODLEY & MCGILLIVARY.** We will seek to recover liquidated damages on behalf of the lawsuit participants. The FLSA claims are limited to NATCA members who worked, or who are working, during the shutdown without pay and **who affirmatively opt into the lawsuit.**

**To participate in the FLSA claims, you must complete, sign, and return the enclosed consent retainer form to, Woodley & McGillivary LLP at 1101 Vermont Avenue, NW, Suite 1000, Washington, DC 20005, in the enclosed envelope. Only NATCA dues-paying members who are FLSA non-exempt and who worked during the shutdown without pay are eligible to participate in the FLSA claims.**

NATCA also filed a claim against the United States government for violating the Fifth Amendment to the United States Constitution. NATCA alleges that the government unlawfully deprived NATCA members of their earned wages without due process. All FAA-employed, NATCA dues paying members are covered by this Fifth Amendment claim and there is no opt-in requirement for this claim.