

RESOLUTION  
BOARD OF DIRECTORS  
NATIONAL ASSOCIATION OF AIR TRAFFIC SPECIALISTS

WHEREAS, this Board adopted Resolutions on September 14, 2005, in anticipation of the FAA's RIF of its Flight Service employees (excluding Alaska) and their subsequent employment by Lockheed Martin in order to permit the RIF'ed employees to continue their regular membership status pending resolution of an NLRB proceeding to determine if NAATS would be certified to represent Lockheed Martin's Flight Service employees; and

WHEREAS, the NLRB conducted an election among those employees in June, 2006, and certified that a majority of those voting had voted against union representation; and

WHEREAS, another election cannot be conducted for twelve months and, in the meantime, NAATS needs to restructure itself to better accommodate the needs of the members it represents in collective bargaining; and

WHEREAS, the definition of "regular members" in Article 4 of the NAATS Constitution was intended to qualify all persons in a certified collective bargaining unit performing Flight Service work for membership in NAATS; but

WHEREAS, Article 4, when adopted did not contemplate the possibility that Flight Service employees would not be employed by an entity other than the FAA and accordingly incorporated a requirement that all "regular members" be FAA employees; and

WHEREAS, Article 14 empowers this Board to suspend the operation of any provision in the Constitution rendered invalid or inoperative by action of the government and "to substitute in its place a provision which will be in accord with the intended purpose" of the suspended provision; therefore, and notwithstanding prior constitutional interpretations or Resolutions,

effective immediately and henceforth

BE IT RESOLVED that Section 2 of Article 4 is hereby suspended and the following substitute provision adopted in its place:

All persons employed in the performance of any phase or application of the FAA's Flight Service function whom NAATS is certified to represent in collective bargaining shall be eligible for regular membership. Associate membership shall be available to all other persons, including retirees, upon payment of dues in the amount of \$7.50 per month.

BE IT FURTHER RESOLVED that, pursuant to Article 6, Section 2 and Article 13, we hereby delegate to the Alaska Regional Director, in consultation with the President and legal counsel, our authority to prepare, and to submit forthwith to the regular members for their approval, an amended constitution.

BE IT FURTHER RESOLVED that the Article 13 publication requirement shall be met by posting the proposed constitution on the NAATS' website as well as by sending a "hard copy" to all regular members together with their ballot.

The undersigned NAATS' Administrator hereby certifies that the foregoing Resolution was ADOPTED unanimously this 31<sup>st</sup> day of July, 2006, via telephone conference.

  
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Denise DeStefano