

TEAMSTERS LOCAL 294
AFFILIATED WITH
INTERNATIONAL BROTHERHOOD OF TEAMSTERS
LABOR TEMPLE 890 THIRD STREET ALBANY, N.Y. 12206
PHONES: 489-5436 • 489-5437 • 489-5438
FAX 518-453-9251

JOHN BULGARO
PRESIDENT
and PRINCIPAL EXECUTIVE OFFICER

THOMAS L. QUACKENBUSH
SECRETARY-TREASURER



WEINGARTEN RIGHTS

When an investigatory interview occurs, the following rules apply:

Rule 1 - The employee must make a clear request for Union representation before or during the interview. The employee can't be punished for making this request.

Rule 2 - After the employee makes the request, the supervisor has 3 options. S/he must either:

- a. Grant the request and delay the interview until the Union representative arrives and has a chance to consult privately with the employee; or
- b. Deny the request and end the interview immediately; or
- c. Give the employee a Choice of: 1) having the interview without representation or 2) ending the interview.

Rule 3 - If the supervisor denies the request and continues to ask questions, this is an unfair labor practice and the employee has a right to refuse to answer. The employee cannot be disciplined for such refusal but is required to sit there until the supervisor terminates the interview. Leaving before this happens may constitute punishable insubordination.

Union Representative's Rights Under Weingarten

You are not required to merely be a 'silent witness'. You have the right to:

1. be informed by the supervisor of the subject matter of the interview
2. take the employee aside for a private conference before questioning begins
3. speak during the interview
4. request that the supervisor clarify a question so that what is being asked is understood
5. give employee advice on how to answer a question
6. provide additional information to the supervisor at the end of the questioning.

You do not have the right to tell the employee not to answer nor to give false answers. An employee can be disciplined for refusing to answer questions.

A standard statement to suggest to members is:

"If this discussion could in any way lead to my being disciplined or discharged, I request that my Union representative be present at the meeting. Without representation, I choose not to answer any questions."

