

SAMPLE LETTER DENYING REQUEST FOR PAS

(Insert Date)

From: (Insert Supervisor's Title and Name)

To: (Insert Requestor's Title and Name)

Subj: DENIAL OF REQUEST FOR PERSONAL ASSISTANCE SERVICES

1. On (insert request date here), you submitted a request for Personal Assistance Services (PAS). You identified your targeted disability as (insert targeted disability here). You have requested the following services: (Insert PAS requested).

2. This is to notify you that after assessing all of the information you have provided, as well as using the resources available to me, your request for PAS is denied. The basis for this decision is that: (select one or more of the following)

- You are not a Department of Navy (DON) employee;
- You do not have a targeted disability;
- Your targeted disability does not create a need for PAS;
- You are not able to perform the essential functions of your position, even with PAS and any reasonable accommodations;
- Even with PAS and any reasonable accommodations, your limitations create a direct threat to safety in the workplace;
- Providing PAS would impose an undue hardship on the DON.

This decision is based on the following: (Be specific and provide as much detail as necessary to justify the decision, e.g., why the disability does not qualify as a targeted disability, why the PAS would result in an undue hardship, etc.)

3. You have the opportunity to:

- a. Invoke the Alternative Dispute Resolution (ADR) process. To invoke the ADR process, you must submit a written request to (provide RA POC's contact information) within 14 calendar days of your receipt of this denial letter, or in accordance with your collective bargaining agreement. ADR may also be appropriately considered as an option in the negotiated grievance and/or discrimination complaint procedures.
- b. File a grievance under the negotiated grievance procedure. If you are a bargaining unit employee, you have the opportunity to file a grievance, in accordance with (reference appropriate provisions of the collective bargaining agreement).
- c. Initiate the discrimination complaint process pursuant to 29 CFR Part 1614. To do so, you must contact (provide contact information for EEO Counselor, who is different from the RA POC) within 45 calendar days from your receipt of this notification of the initial denial.

Unless noted as an exception above, you must file a request for ADR, grievance or initiate the discrimination complaint process within the applicable timeframes for it to be considered a timely filing.

4.If you are eligible, you also have the option of applying for disability retirement. For further information regarding this option, please contact the DON Civilian Benefits Center at *(insert the DON Civilian Benefits Center contact information)*. You are further advised that if you are unable to perform the essential functions of your position, appropriate administrative action may be taken.

5.If you have any questions on the above, or if your need for PAS changes, please contact me or *(insert name of servicing RA POC)*.

(Insert Supervisor's Name/Signature block)

Copy to:

(Insert parties with a need-to-know)

Acknowledgement of receipt:

Employee's signature

Date