

4-23-1981

## Kerr, John Hoare (1978-1984): Correspondence 08

John Hoare Kerr

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William Enroll  
Chief Appeals Officer  
MSPB ; Boston Field Office  
100 Summer St, Rm 1736  
Boston, Mass 02110

RECEIVED  
SEP 28 1981

COPY  
TO  
UPDATE  
SENATOR Pell. I am  
copying his address to  
"President" Jim

"Deregulation" RFD #1  
N. Suprat, R1  
02840  
Sept 23, 1981  
PC

Re: Kerr vs National Endowment of the Arts

MSPB Docket BN07528010005

Dear Mr Enroll,

As of this date (Sept 23, 81) the National Endowment of the Arts has not reinstated me (as per your letter of June 2, '81 to my attorney Mr Stanger) or your letter of June 3, 81 to Senator Hatch — despite weekly entreaty from me. Please help.

N.E.A. has restored a few of my benefits and sent three or four checks, some without deduction forms, but that is all officially.

They keep unofficially and offensively saying they will comply in part, but do not completely. They have refused or ignored pleas for official reports

into reinstatement notice of the job with its job description the same or comparable to my own; (Though my lawyer got a letter saying a job description was enclosed, it was not); they have refused me interest on the money withheld which I explained to them had been awarded by Courts in similar cases; They have refused travel, storage and relocation expenses forced on me by their illegal acts; they have made inroads and whittled down without justifiable explanation the back-pay owed me and just have not paid it, though they say it is in the works (even since April 6<sup>th</sup> 7 months!); they have refused my request for just compensation and damages for the irreparable injury, harm and loss done to me as a family by their illegal acts which were called to their attention by me as early as 1979, but stone-walled by them.

I think you must agree we have waited a reasonable time, and

\* By accepting back pay and reinstatement if it ever comes, may I still file in court for injury and

(2)

despite my weakly entreaties to them, all  
documented in writing as there were letters in addition to  
phone conversations insisted upon by them calling me unprofessionally,  
... they have used every conceivable device to delay.

I ask you also assist us in getting lawyer's fees  
as it has taken all the skill of my attorney to  
try to prevail in fact as he did on paper, and he still strives diligently as I do.

Frankly, I must question their good faith in this at the Endowment!

For my part, on your advice, on Senator Pell's to  
be "proud", on Senator Hatch's that he would make something  
which he did, and lately on President Reagan's White House,  
I have gone through channels and waited for action while periodically  
prodding with letters each week. Still I have no job to go to and  
no bank - pay to enable me to reestablish myself in Wash DC.

I cannot even determine (as I do not have a job or  
job description) if I should apply for retirement immediately - until  
they act to provide me this. Even though they have suggested I look into this aspect. I ask  
assurances against reprisals by firing me again on return if I do not retire as we have had  
indicators of this. Please assist me, as it is 6 to 7 months since the formal meeting of  
April 9<sup>th</sup>, 1981 and I am still  
not reinstated nor has the  
agency taken the necessary  
steps to "make whole" the  
successful appellant.

Sincerely,  
John Howard Kerr

cc: (National Subject of the Act's  
Senators Pell and Hatch  
The White House  
Mr. [unclear]