

NLRB-28

System name:

Regional Advice and Injunction Litigation System (RAILS) and Associated Headquarters Files.

Security classification:

None.

System location:

Records are stored on paper and electronic media at Agency Headquarters, Division of Advice, 1099 14th Street, NW., Washington, DC 20570. Additionally, pursuant to the Agency's flexiplace and telecommuting programs, or due to official travel, RAILS may also be accessed from alternative worksites via the Internet, including employees' homes. Associated Headquarters Files (or copies of such files) also may be temporarily located at alternative worksites. All appropriate safeguards will be taken at these sites.

Categories of individuals covered by the system:

Individual Charged Parties and individual Respondents in unfair labor practice cases referred to the Regional Advice and Injunction Litigation Branches of the Division of Advice, including cases involving temporary injunctive relief under Section 10(j) and (l) of the National Labor Relations Act, 29 U.S.C. 169 (j), (l); current and former Agency employees assigned to cases.

Categories of records in the system:

(1) Summary information of unfair labor practice cases (such as names of parties, case status, and Agency personnel assignments) is maintained in an electronic case tracking system, RAILS.

(2) Associated Headquarters Files are paper records established and maintained for processing Regional Advice and Injunction Litigation Branch cases. The paper records are administrative and court records (such as unfair labor practice charges, unfair labor practice complaints and answers, transcripts, exhibits, briefs, motions, Board decisions, court opinions and orders made in the adjudication of cases, and case-docketing information), correspondence, legal research memoranda, and other related documents. Both RAILS and the Associated Headquarters Files may include parties' home addresses and home telephone numbers, if such information is provided to the Agency. These records include civil investigatory and law enforcement information.

Authority for maintenance of the system:

29 U.S.C. 153(d), 160(j) and (l), 161; 44 U.S.C. 3101.

Purpose:

RAILS is an electronic case tracking system used by the Regional Advice and Injunction Litigation Branches to facilitate the accurate and timely collection, retrieval, and retention of information regarding unfair labor practice cases referred to the Branch, including cases involving temporary injunctive relief under Section 10(j) and (l) of the National Labor Relations Act, 29 U.S.C. 160(j) and (l). The information and activities tracked by the system may be generated by the parties' filing of unfair labor practice charges, briefs, motions, and other documents, or by deliberative, analytical processes undertaken by Agency employees. This database stores current and historical information, and is used to generate data for managing the Agency's case processing and resources, creating the Agency's budget, preparing monthly and annual reports of casehandling activities, and providing requested statistical reports to the public. The Associated Headquarters Files are paper files maintained to litigate or otherwise resolve matters handled by the Branches. RAILS and the Associated Headquarters Files may also be used to assist in evaluating Agency employee performance.

Routine uses of records maintained in the system, including categories of users and the purpose of such uses:

The standard routine uses applying to this system are listed in the General Prefatory Statement to this document.

Disclosure to consumer reporting agencies:

None.

Policies and practices for storing, retrieving, accessing, and disposing of records in the system:

Storage:

Data is maintained on paper and electronic media.

Retrievability:

Data may be retrieved by names of individual Charged Parties and individual Respondents in unfair labor practice cases referred to the Regional Advice Branch; names of individual Charged Parties and individual Respondents in unfair labor practice cases involving temporary injunctive relief under Section 10(j) and (l) of the National Labor Relations Act referred to the Injunction Litigation Branch; names of current and former Agency employees assigned to cases; and by non-personal identifiers, such as case numbers assigned by the Agency.

Safeguards:

Access to Agency working and storage areas is restricted to Agency employees who have a need to use the information in order to perform their duties, custodial personnel, Federal Protective Service personnel, and other contractor and security personnel. All other persons are required to be escorted in Agency areas. Associated Headquarters Files are maintained in staffed or locked areas during working hours. The facilities are protected from unauthorized access during non-working hours by the Federal Protective Service or other security personnel. Those Agency Headquarters employees who telecommute and may possess Associated Headquarters Files (or copies of such files) at alternative worksites or who may access RAILS from alternative worksites are instructed as to keeping such information in a secure manner.

Electronic system-based access controls are in place to prevent data misuse. Access to electronic information is controlled by administrators who determine users' authorized access based on each user's office and position within the office. Access criteria, procedures, controls, and responsibilities are documented and consistent with the policies stated in a memorandum titled "NLRB Access Control Standards, Password Management," and dated January 23, 2002. All network users are also warned at the time of each network login that the system is for use by authorized users only, and that unauthorized or improper use is a violation of law.

Retention and disposal:

RAILS information will be retained and disposed of in accordance with appropriate Agency schedules that will be submitted to the National Archives and Records Administration (NARA) for its approval. Associated Headquarters Files are disposed of in accordance with the Agency's Disposition Standards Records, as approved by NARA.

System manager and address:

Associate General Counsel, Division of Advice, National Labor Relations Board, Room 10400, 1099 14th Street, NW., Washington, DC 20570-0001.

Notification procedure:

This system is exempt from this provision of the Privacy Act pursuant to 5 U.S.C. 552a(k)(2).

Records access procedure:

This system is exempt from this provision of the Privacy Act pursuant to 5 U.S.C. 552a(k)(2).

Contesting records procedure:

This system is exempt from this provision of the Privacy Act pursuant to 5 U.S.C. 552a(k)(2).

Records source categories:

This system is exempt from this provision of the Privacy Act pursuant to 5 U.S.C. 552a(k)(2).

Exemptions claimed for the system:

Pursuant to 5 U.S.C. 552a(k)(2), the Agency has exempted this system from the following provisions of the Privacy Act: 5 U.S.C. 552a(c)(3), (d), (e)(1), (e)(4)(G), (e)(4)(H), (e)(4)(I), and (f).