3-DAY SUSPENSION FOR CRITICIZING FOREMAN’S DECISION REDUCED

The employer did not have just cause to suspend employee for 3 days for criticizing foreman’s decision to use him for particular warehouse assignment, even though his criticism was loud, repeated, and profanely insolent, where he had no prior discipline, he never refused assignment or questioned foreman’s authority to make it, and use of “profanity in a warehouse is probably less than shocking.” The penalty was reduced to a written reprimand. (Joy Mining Machinery Co. and Teamsters, 127 LA 180, M. Franckiewicz, Oct. 29, 2009.)