

# Private Calendar No. 5

104<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 2765

[Report No. 104-547]

For the relief of Rocco A. Trecosta.

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## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 12, 1995

Mr. SMITH of Texas introduced the following bill; which was referred to the  
Committee on the Judiciary

MAY 1, 1996

Committed to the Committee of the Whole House and ordered to be printed

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## A BILL

For the relief of Rocco A. Trecosta.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. PAYMENT AUTHORIZED.**

4 As soon as practicable after the date of the enactment  
5 of this Act, the Secretary of Defense shall pay to Rocco  
6 A. Trecosta, of Fort Lauderdale, Florida, a former teacher  
7 in the Department of Defense Overseas Dependent

1 Schools, back pay in the amount calculated pursuant to  
2 section 2.

3 **SEC. 2. AMOUNT OF PAYMENT.**

4 (a) INITIAL CALCULATION OF AMOUNT.—The Sec-  
5 retary of Defense shall calculate the amount that Rocco  
6 A. Trecosta would have been awarded had Mr. Trecosta  
7 been a member of the plaintiff class in *March v. United*  
8 *States*, 506 F.2d 1306 (D.C. Cir. 1974).

9 (b) GROSS AMOUNT.—The gross amount for pur-  
10 poses of subsection (c) shall be the lesser of—

11 (1) the amount calculated pursuant to sub-  
12 section (a); and

13 (2) \$10,000.

14 (c) DEDUCTIONS FROM GROSS AMOUNT.—The Sec-  
15 retary of Defense shall pay to Rocco A. Trecosta the gross  
16 amount described in subsection (b) less appropriate  
17 amounts for—

18 (1) Civil Service Retirement;

19 (2) Social Security;

20 (3) Federal Employees Group Life Insurance;

21 (4) Federal income tax withholding; and

22 (5) any other similar or related deductions.

23 **SEC. 3. FULL SATISFACTION OF CLAIMS.**

24 The payment authorized by this Act shall be in full  
25 satisfaction of all claims of Rocco A. Trecosta against the

1 United States for back pay in connection with his service  
2 as a teacher in the Department of Defense Overseas De-  
3 pendent Schools.

4 **SEC. 4. LIMITATION ON FEES.**

5 No more than 10 percent of the payment authorized  
6 by this Act shall be paid to or received by any agent or  
7 attorney for services rendered in connection with obtaining  
8 such payment, any contract to the contrary notwithstand-  
9 ing. Any person who violates this section shall be fined  
10 not more than \$1,000.

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**A BILL**

For the relief of Romeo A. Trecoosta.

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MAY 1, 1996

Committed to the Committee of the Whole House and  
ordered to be printed