



UNITED STATES POSTAL SERVICE  
475 L'Enfant Plaza, SW  
Washington, DC 20260

MAY 6 1981

Mr. Halline Overby  
Assistant Secretary Treasurer  
National Association of Letter  
Carriers, AFL-CIO  
100 Indiana Avenue, N. W.  
Washington, D. C. 20001

Re: M. Harding  
Richmond, CA 94802  
H8N-5C-D 13880

Dear Mr. Overby:


On April 28, 1981, we met on the above-captioned case at the fourth step of the contractual grievance procedure set forth in the 1978 National Agreement.


The questions raised in this grievance involves whether the warning letter of October 1, 1980 was issued to the grievant for just cause; and was the grievance timely processed.

After review of this matter, we mutually agreed that no National interpretive issue is fairly presented in the particulars evidenced in this case. Discipline cases, such as this, are to be appealed from Step 3 to arbitration, as stated in Article XV, Section 4B(3), National Agreement. It should be noted that Executive Order 5396 of July 7, 1930, is in effect; however, the provisions of the order do not apply to the circumstances described in this grievance.

Accordingly, as we further agreed, this case is hereby remanded to the parties at Step 3 for further processing if necessary. Please sign a copy of this letter as your acknowledgment of agreement to remand this case.

Sincerely,

  
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Viki Maddox  
Labor Relations Department

  
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Halline Overby  
Assistant Secretary-Treasurer  
National Association of Letter  
Carriers, AFL-CIO