

SUBJECT: COURT LEAVE

19

M-00641

COMMENT: Note references to Public Law 91-563 (5 USC 6322)
and non-official capacity.

APR 15 1977

Mr. Thomas D. Riley
Assistant Secretary-Treasurer
National Association of Letter
Carriers, AFL-CIO
100 Indiana Avenue, NW
Washington, DC 20001

Re: I. Hayes
Newport News, VA
NC-E-4997/E3-VA-336

Dear Mr. Riley:

On March 3, 1977, we met with you to discuss the above-captioned grievance at the fourth step of our contractual grievance procedure.

The matters presented by you as well as the applicable contractual provisions have been reviewed and given careful consideration.

(Under the provisions of Public Law 91-563(5-USC-6322) it is provided that when an employee is summoned to serve as a witness in a non-official capacity on behalf of a state or local government, he is entitled to court leave during the time he is absent as a witness.) To this extent, we find the grievance is sustained.

By copy of this letter, the postmaster is instructed to restore the six hours of annual leave used on May 27, 1976, to the employee's annual leave balance and credit that time as court time.

Sincerely,

((signed))

William E. Henry, Jr.
Labor Relations Department