



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

June 7, 1983

Mr. Halline Overby
Assistant Secretary-Treasurer
National Association of Letter Carriers, AFL-CIO
100 Indiana Avenue, N.W.
Washington, D.C. 20001-2197

Re: G. Kugler
Torrington, CT 06790
H1N-1J-C 6766

Dear Mr. Overby:

On April 26, 1983, we met 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.

The question in this grievance is whether management restricted the bidding for a temporarily vacant VOMA position to employees with the same schedule as the position.

The union's position is that all employees regardless of this schedule should be provided the opportunity to bid for the temporary position.

The position of the Postal Service is that the subject position is to be filled on a temporary basis in accordance with Article 25 of the National Agreement. Therefore, an employee must be available for the assignment. We find that by restricting the bidding of qualified employees to the same schedule does not violate the National Agreement.

Accordingly, this grievance is denied.

Sincerely,

Thomas J. Lang
Labor Relations Department



National Association of Letter Carriers (AFL-CIO)

Pursuant to Article XV, Section 2, this form must be used to appeal a grievance to Step 2.

WITHDRAWN	RESOLVED
DATE	
NALC INITIALS	USPS INITIALS

M-00652

STANDARD GRIEVANCE FORM

DATE: <u>5/25/82</u>		BRANCH GRIEV NO: <u>52582</u>	USPS NO:
TO: USPS STEP 2 DESIGNEE (NAME & TITLE): <u>Robert Leonard - Postmaster</u>		INSTALLATION: <u>Torrington Ct. 06790</u>	PHONE—OFFICE: <u>489-0438</u>
FROM: BRANCH NO: <u>225 NALC</u>	BUSINESS ADDRESS: <u>Post Office Torrington Ct. 06790</u>		
STEP 2 AUTHORIZED UNION REP: <u>James Prosky steward</u>		PHONE—OFFICE:	PHONE—OTHER: <u>482-6084</u>
STEP 1 MEETING: HELD ON (DATE/TIME): <u>5/19/82</u>	BETWEEN U.S.P.O. REPRESENTATIVE: <u>Renny Perasino</u>	AND GRIEVANT: <u>James Prosky</u>	STWARD:
GRIEVANT'S NAME (OF CLASS): <u>George Kugler</u>	HOME ADDRESS: <u>146 Torrington West St. Torrington Ct. 06790</u>		PHONE: <u>482-5141</u>
JOB CLASSIFICATION: <u>regular letter carrier</u>	CRAFT SENIORITY DATE: <u>12/13/58</u>	USPS SENIORITY DATE:	DUTY HOURS: <u>7:30 AM - 4:00 PM</u>
STATION OR BRANCH: <u>Torrington Ct.</u>	SOCIAL SECURITY NO.:	VETERAN: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
OFF DAYS: <input checked="" type="checkbox"/> ROTATING	FIXED—CHECK AS APPLICABLE: SA <input type="checkbox"/> SU <input type="checkbox"/> M <input type="checkbox"/> T <input type="checkbox"/> W <input type="checkbox"/> TH <input type="checkbox"/> F <input type="checkbox"/>	LEVEL: <input type="checkbox"/>	STEP: <input type="checkbox"/>
STEP 1: RENDERED ON (DATE/TIME): <u>5/19/82</u>	BY (NAME & TITLE):	SUPERVISOR'S INITIALS (UPON REQUEST):	

PURSUANT TO ARTICLE XV OF THE NATIONAL AGREEMENT, WE HEREBY APPEAL TO STEP 2. THE FOLLOWING GRIEVANCE VIOLATION: INCLUDING BUT NOT LIMITED TO NATIONAL (ART. & SECT.) 25 + 4 LOCAL (ART & SECT.) OTHER GROUNDS F-21 Handbook - violation of a settlement on a Step grievance

ACTS: WHAT HAPPENED: Management posted a temporary bid higher level duty assignment, PFS6, Occ Code 0341-06, which they put restrictions on. Because of these restrictions no regular employees are eligible to bid this assignment in this Post Office. Management was forced to put this assignment up for bid because they lost a step 3 grievance. Management refuses to allow this employee

MAIN CONTENTIONS: REASONS FOR GRIEVANCE: Management is trying to keep a part-time fixable doing a level 6 position. Because of these restrictions no regular postal employees may be successful bidders for this assignment at this station. Management is also trying to sidestep the sustained grievance at step 3 on the same matter

IRRECTIVE ACTION REQUESTED: That this carrier bid be allowed and any difference in pay between level 5 to 6 be paid the carrier for the time he would have served in this position until settlement of this grievance

DESIGNEE: Steward James Prosky SIGNATURE: James Prosky