



M-00690

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

November 3, 1983

Mr. Joseph H. Johnson, Jr.
Director, City Delivery
National Association of Letter
Carriers, AFL-CIO
100 Indiana Avenue, N.W.
Washington, D.C. 20001-2197

Re: F. Heine
Laguna Hills, CA 92653
H1N-5G-C 14443

Dear Mr. Johnson:

On September 28, 1983, we met to discuss the above-captioned case at the fourth step of the contractual grievance procedure set forth in the 1981 National Agreement.

The question raised in this grievance is whether management properly denied the grievant's request for a special inspection under Sections 271 and 272 of the M-39 Handbook.

After further review of this matter, we mutually agreed that no national interpretive issue is fairly presented in the particulars evidenced in this case. Whether or not the carrier's request for a special inspection was properly denied is a factual situation and is suitable for regional determination. However, if the carrier's restriction is only the fact that he is limited to 8 hours of duty, and no other limitation exists which could distort a proper evaluation, the grievant may qualify for a special inspection.

Accordingly, as we further agreed, this case is hereby remanded to the parties at Step 3 for further processing, if necessary.

Please sign and return the enclosed copy of this letter as your acknowledgment of agreement to remand this case.

Time limits were extended by mutual consent.

Sincerely,

Leslie Bayliss
Labor Relations Department

Joseph H. Johnson, Jr.
Director, City Delivery
National Association of Letter
Carriers, AFL-CIO

STANDARD GRIEVANCE FORM

DATE: 5/24/83 LB-38-83D

EMPLOYEE NAME & TITLE: 1105 - POSTMASTER LAGUNA HIQUEL PHONE-OFFICE: 455-1510

ADDRESS: 1100 150 North Feldner Road Orange, CA 92668

UNION REP: JEFFREY A. GREENSPAN PHONE-OFFICE: (714) 634-1973

MEETING HELD ON (DATE/TIME): 1/19/83 BETWEEN U.S.P.S. REPRESENTATIVE: GEORGE ROSETTER AND GRIEVAN: FELIX HEINE STEWARD: JEFF GREENSPAN

GRIEVAN'S NAME FOR CLASS: Felix Heine PHONE: 581-1897

STREET: 721 Po. Ave CITY: MISSION VIEJO STATE: CA ZIP: 92691

CARRIER: CARRIER CRAFT SENIORITY DATE: 1/70 USPS SENIORITY DATE: 1/70 DUTY HOURS: 7:00-3:30

EMPLOYER: LAGUNA HIQUEL VETERAN: YES

ROTATING: NO FIXED-CHECK AS APPLICABLE: SA [] SC [] M [] W [] V [] Y [] Z [] LEVEL: 5 STEP: 11 REG: YES

RENDERED ON (DATE/TIME): 2/21/83 BY (NAME & TITLE): GEORGE ROSETTER SUPERVISOR'S INITIALS (UPON REQUEST):

ARTICLE XV OF THE NATIONAL AGREEMENT WE HEREBY APPEAL TO STEP 2 THE FOLLOWING GRIEVANCE: 3+19 LOCAL (ART & SECT): M-39 (271)

GROUND(S):

WHAT HAPPENED: On 7/26/83, carrier on route 7712 requested a special route inspection. By 5/16/83, management failed to conduct said inspection.

ADDITIONAL SHEET ATTACHED

CONTENTIONS: REASONS FOR GRIEVANCE: See Attached That management is required to conduct a special route inspection if a special route inspection is requested, while work is otherwise satisfactory, the route shows over 30 minutes of excessive or suspicious assistance on each of 3 days a week per week and the carrier requests said route inspection. Said route inspection.

ADDITIONAL SHEET ATTACHED

CATIVE ACTION REQUESTED: