

AGREEMENT BETWEEN APWU AND USPS ON SUNDAY PREMIUM PAY

The following disposition of pending national grievance AB-NAT-1375, and individual grievances relating to Sunday Premium as provided by Article VIII, 6, is agreed to by the American Postal Workers Union, AFL-CIO and the United States Postal Service.

1. The USPS will issue instructions to the effect that all work schedules established or posted since July 21, 1973, which were arranged solely to avoid the payment of Sunday Premium payment, and for which no operational justification existed, should be reviewed and adjusted so as to provide Sunday Premium payment. The instructions will provide that the schedules so affected shall be altered within 45 days of the date of this agreement, and no such schedules shall be established or posted in the future solely to avoid the payment of Sunday Premium. Failure to adjust the schedules accordingly will be subject to the grievance procedure.

2. For those individuals whose schedules are prohibited by paragraph one who have timely grievances on file as of December 1, 1974, the USPS will, on a case by case basis, not only adjust the schedules as set forth in paragraph one, but also pay retroactive compensation at a rate of 25% of the applicable straight time hourly rate for any Sunday Premium missed since July 21, 1973, as a result of the improper schedules whether or not the schedules were established or posted prior to or after July 21, 1973. On all these grievances, the parties will meet and consider each case, provided that any unsettled cases will be scheduled for arbitration with the parties bearing the burden of proof usual in arbitration cases, and provided further that the USPS will make available to the APWU any existing documents, records or other evidentiary matter relevant to a determination of the case.

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3. Schedules prohibited by paragraph 1, which were established or posted after June 13, 1973, but before July 21, 1973, will be adjusted as if they had been created after July 21, 1973, and will be treated as if paragraphs 1 and 2 were applicable.

Dated January 17, 1975

For the United States Postal Service

For the American Postal Workers
Union, AFL-CIO


