

C# 07232

REGULAR ARBITRATION PANEL

In the Matter of the Arbitration)
between) Grievant: R. Payeur, et als
UNITED STATES POSTAL SERVICE) Post Office: Sanford, ME 04073
and)
NATIONAL ASSOCIATION OF LETTER) Case No: N4N-LK-C 32218, 34724
CARRIERS, AFL-CIO)

Before Harry Grossman, Esquire , Arbitrator

Appearances:

For US Postal Service:

N.A.L.C. A.R.B.
Washington, D. C.

For Union:

RRB
AUG 10 1987
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U.S. MAIL

Date of Hearing: August 5, 1987 Settled without hearing.

Place of Hearing:

Award: (Consent) The parties agree that routes must be adjusted to as close to eight hours as possible. Therefore, in any future case where section 271(g) of the M-39 handbook is violated by Management; or the routes are not adjusted to eight(8) hours, a monetary remedy is necessary to make the grievant(s) whole. In the instant dispute, the monetary remedy will be a cash payment of \$ 250.00 each to each of the eight grievants.

Date of Award: AUG 6 1987

USPS and NALC
Case Nos: N4N-1K-C 32218, 34724
Grievants: R. Payeur et als

CONSENT AWARD

The Issue

Did the Employer violate Article 41 of the National Agreement between the parties in its processing of route inspections requested by the Union at the Sanford, Maine, Post Office? If so, what shall be the remedy?

Summary of Facts

According to the grievance file furnished to the Arbitrator, the Union requested special route inspections of eight (8) routes at Sanford Maine. The request was made on December 11, 1986. The Postmaster's decision at Step 2 of the grievance procedure, dated February 11, 1987, was that all routes would be inspected during the month of May, 1987, and that the penalty overtime requested by the Union was denied. The grievance was denied at Step 3.

Settlement Agreement

The parties agreed to have the Arbitrator issue a precedent setting award reading as follows:

The parties agree that routes must be adjusted to as close to eight hours as possible. Therefore, in any future case where Section 271(g) of the M-39 handbook is violated by Management; or the routes are not adjusted to eight (8) hours, a monetary remedy

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is necessary to make the grievant(s) whole.

In the instant dispute, the parties have mutually agreed that the monetary remedy will be a cash payment of two hundred and fifty (\$ 250.00) each to each of the eight grievants.

It is so ORDERED.

Dated: AUG 6 1987

Harry Grossman
Harry Grossman
Arbitrator