

REVIEW COMMITTEE

PG and E

PACIFIC GAS AND ELECTRIC COMPANY
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D.J. BERGMAN, CHAIRMAN

IBEW



INTERNATIONAL BROTHERHOOD OF
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L.N. FOSS, SECRETARY

- DECISION
- LETTER DECISION
- PRE-REVIEW REFERRAL

Coast Valleys Division Grievance No. 18-70-76-70
P-RC 300
Controls on Line Truck Unattended While
Supporting a Suspended Load

May 6, 1977

MR. D. W. PHIPPS, Chairman
Coast Valleys Division
Joint Grievance Committee

The above-subject grievance has been discussed by the Pre-Review Committee prior to its docketing on the agenda of the Review Committee and is being returned, pursuant to Section 1B(2) of the Review Committee procedure, to the Joint Grievance Committee for settlement in accordance with the following:

The issue concerns the alleged violation of Division Industrial Safety Rule No. 2940(e)(1) by allowing a T&D Driver to perform ground work approximately 10 feet to 20 feet from the controls of the hydraulic hoist on a line truck while a Line Subforeman and Lineman were on the pole transferring conductors from a damaged pole to a new one. Inasmuch as the issue in dispute concerns a state safety order concerning a hoisting device, the subsequent citation issued to the Company and appeal, the Pre-Review Committee is of the opinion that the state law overrides any contractual consideration, and the correction asked for in this grievance, at this time, is moot. Therefore, the Joint Grievance Committee should close the grievance pending resolution by the Division of Industrial Safety.

This case is considered closed on the basis of the foregoing, and the closure should be so noted in the minutes of your next Joint Grievance Committee meeting.

D. J. BERGMAN, Chairman
Review Committee

L. N. FOSS, Secretary
Review Committee

DJB:rto

cc: WLMurray
IWBonbright
LVBrown
Personnel Managers