

REVIEW COMMITTEE**PG and E****IBEW** 

PACIFIC GAS AND ELECTRIC COMPANY
 245 MARKET STREET, ROOM 444
 SAN FRANCISCO, CALIFORNIA 94106
 (415) 781-4211, EXTENSION 1125

**CASE CLOSED
 LOGGED AND FILED**

MAY 23 1986

INTERNATIONAL BROTHERHOOD OF
 ELECTRICAL WORKERS, AFL-CIO
 LOCAL UNION 1245, I.B.E.W.
 P.O. BOX 4790
 WALNUT CREEK, CALIFORNIA 94596
 (415) 933-6060
 R.W. STALCUP, SECRETARY

D.J. BERGMAN, CHAIRMAN

RECEIVED MAY 14 1986

- DECISION
 LETTER DECISION
 PRE-REVIEW REFERRAL

General Construction Grievance No. 3-1419-85-53
 P-RC 1077

May 12, 1986

RICHARD S. BAIN, Chairman
 General Construction
 Joint Grievance Committee

BERRY J. HUMPHREY, Chairman
 General Construction
 Joint Grievance Committee

Subject of the Grievance

This case concerns the Union's contention that the grievant was improperly paid while on the compensation payroll.

Facts of the Case

The grievant was injured on January 17, 1984. As a result of that injury, the grievant was paid 85 percent of his salary for the first six months and 75 percent for the remaining period of his absence. The grievant believed that the injury was not a new one but a reinjury of his May 10, 1981 injury. Furthermore, the grievant believed that he was entitled to 85 percent of his wages for the full period of his industrial injury absence.

Discussion and Settlement

The Committee agreed that the issue of whether the injury was new or old is not an appropriate subject for the grievance procedure. The Company stated an adjustment in the supplemental benefits would be paid in accordance with Subsection 108.1(a). The determination is made by the Workers' Compensation Appeals Board that there was a reinjury of the May 10, 1981 injury.

The case is closed on this basis.



DAVID J. BERGMAN, Chairman
 Review Committee



ROGER W. STALCUP, Secretary
 Review Committee

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