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

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

- DECISION
- LETTER DECISION
- PRE-REVIEW REFERRAL

Golden Gate Region Grievance No. 2-1301-86-39
P-RC 1171

KENT H. ANDERSON, Company Member
Golden Gate Region
Local Investigating Committee

JOE VALENTINO, Union Member
Golden Gate Region
Local Investigating 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 Step Five A(ii) of the grievance procedure, to the Local Investigating Committee for settlement in accordance with the following:

This case concerns whether the issue raised in San Francisco Grievance No. 02-1297-86-34 is proper for consideration in the grievance procedure. That grievance questioned the length of Long Term Disability entitlement of the grievant. The dispute arose when the grievant returned to work from the Compensation Payroll for a brief period. The grievant was informed that her Long Term Disability entitlement would be measured from the original last day worked, not from when she briefly returned to the active payroll.

The Pre-Review Committee reviewed Paragraph 2.25 B on Page 17 of the Benefit Agreement, which states, in part, that "a participant who is a member of a bargaining unit under any collective bargaining agreement between the Company and any Union may use the grievance or adjustment procedure of the appropriate Collective Bargaining Agreement to resolve any dispute concerning any question of service, status, or membership under the Plan" (emphasis added). Based on the foregoing, the Pre-Review Committee is in agreement that the issue is not a proper subject for the Title 102 grievance procedure. The grievant's concerns should be addressed to the Employee Benefits Administrative Committee. This case and San Francisco Grievance No. 02-1297-86-34 are closed without adjustment on the basis of the above, and such closure should be so noted by the Local Investigating Committee.

DAVID J. BERGMAN, Chairman
Review Committee


ROGER W. STALCUP, Secretary
Review Committee

MAShort(2-1123):mc