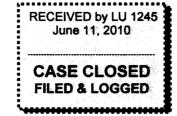


PACIFIC GAS AND ELECTRIC COMPANY LABOR RELATIONS DEPARTMENT MAIL CODE N2Z P.O. BOX 770000 SAN FRANCISCO, CA 94177 (415) 973-6725

JOHN A. MOFFAT, CHAIRMAN DECISION LETTER DECISION PRE-REVIEW REFERRAL

REVIEW COMMITTEE



IBEW

INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS, AFL-CIO LOCAL UNION 1245, I.B.E.W. P.O. BOX 2547 VACAVILLE, CALIFORNIA 94696 (707) 452-2700

BOB CHOATE, SECRETARY

Pre-Review Committee No. 19563 Energy Delivery – Electric T&D - Fresno

Monica Oakes Company Member Local Investigating Committee Mike Grill Union Member Local Investigating Committee

Subject of the Grievance:

The Company allegedly bypassed a Lineman for emergency overtime.

Facts of the Case:

The Grievant, a lineman signed the weekly 212 list making himself available for emergency overtime. The Grievant was called to report to his headquarters for an overtime assignment in an adjacent service area. The Grievant declined the assignment because he did not want to go to the adjacent service area, his wife was at work, and he wanted to stay home with his children

Subsequent to the refusal another emergency arose and the assignment went to a Title 300 crew. This new emergency occurred approximately one half hour after the Grievant's refusal.

The Grievant did not believe he was being "dinged" for the refusal and that he was still on call.

Discussion:

The Union argued that this specific situation to work outside of the employees headquarters is not addressed by Title 212 and that based that there is no specific language in the agreement the Company should not have bypassed the Grievant for the assignment. in his headquarters area.

The Company maintained that there is no contractual violation. The first assignment was in a nearby service territory and since he refused that assignment he is not entitled to further call out opportunities for the remainder of the callout period.

Decision:

The parties discussed this case and agreed to return it to the Local Investigating Committee to discuss any written local agreements that address this situation and settle the case. The Grievant should be charged for his refusal of the call out "dinged" and no bypass occurred if there is no local language to the contrary.

John A. Moffat, Chairman Review Committee

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Date

Bob Choate, Secretary Review Committee

Date