

REVIEW COMMITTEE

PG and E

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IBEW 

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R.W. STALCUP, SECRETARY

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D.J. BERGMAN, CHAIRMAN

DECISION
 LETTER DECISION
 PRE-REVIEW REFERRAL

General Construction Grievance Nos. 3-130-77-1, 3-181-77-52,
3-534-79-23, and 3-696-79-185
P-RC Nos. 325, 328, 492, and 542

September 29, 1980

MR. R. S. BAIN, Chairman
General Construction
Joint Grievance Committee

The above subject grievances have been discussed by the Pre-Review Committee prior to their docketing on the agenda of the Review Committee and are being returned to the Joint Grievance Committee for settlement in accordance with the following:

3-130-77-1, 3-181-77-52 (P-RC 325, 328) - After considerable review and discussion of all the information submitted to the Review Committee, the Pre-Review Committee is of the opinion that as a result of the grievant's promotion to Subforeman A on April 28, 1978, and the fact that his unsatisfactory attendance record did not change subsequent to the original bypass, and was not considered to be a bar to his promotion, the grievant was, therefore, improperly bypassed and is entitled to the Subforeman A rate of pay retroactive to December 25, 1976. As to the one day disciplinary layoff, on November 5, 1976, the Pre-Review Committee agrees that the grievance over this issue (3-130-77-1) was not timely filed. As to the letter of reprimand dated December 9, 1976 and received by grievant on December 13, 1976, the Pre-Review Committee agrees that the letter will be rewritten to delete the portion which states "the grievant will be denied upgrade to Subforeman. Let this letter serve as notice that any future failure to comply with the above rules may result in more severe disciplinary action."

3-534-79-23 (P-RC 492) - The issue in dispute concerns the assignment of various field clerks to the Division Materials facility located in Bakersfield, San Joaquin Division. In reviewing the record, the Joint Statement of Facts indicates that the grievant was transferred to a Materialsman position in San Joaquin Division on July 9, 1979; and with that being the case, the Pre-Review Committee agrees that the principle issue is resolved and the case closed without adjustment.

3-696-79-185 (P-RC 542) - The case concerns the reclassification of an Apprentice Towerman to a classification outside of the bargaining unit as a result of an industrial injury. The Pre-Review Committee has closely reviewed the medical evidence which included the grievant being reexamined by various physicians and have concluded that the grievant is currently released for physical work in the underground department. Therefore, the Pre-Review Committee agrees that the grievant be placed

into an underground lineman position with the understanding that he will receive the necessary training required of that classification and at the end of six months a review will be made of his physical status to determine if he can continue in this classification on a permanent basis.

These cases are considered closed on the basis of the foregoing and the adjustments provided herein, and the closure so noted in the minutes of your next Joint Grievance Committee meeting.



D. J. BERGMAN, Chairman
Review Committee



R. W. STALCUP, Secretary
Review Committee

RWS/rlm

cc: GSBates
MEBadella
LCBeanland
IWBonbright
LVBrown
FCBuchholz
JACates/DKLee
RHCunningham
NRFarley
CAMiller
JBStoutamore
WKSnyder
CPTaylor
Division Personnel Managers