

REVIEW COMMITTEE



PG and E

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

**CASE CLOSED
LOGGED AND FILED**

RECEIVED MAY 13 1980.

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
L.N. FOSS, SECRETARY

D.J. BERGMAN, CHAIRMAN

- DECISION
- LETTER DECISION
- PRE-REVIEW REFERRAL

General Construction Grievance No. 3-418-78-69
P-RC 394
Alleged Bypasses, Heavy Truck Driver

May 9, 1980

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

Statement of the Grievance

This case questions the Section 306.9 rights of an employee to an appointment in his line of progression on his way back up to the position from which he was demoted for lack of work. In this instance, the employee was promoted from Heavy Truck Driver to Miscellaneous Equipment Operator "A". Sometime prior to that, he had been demoted from Working Foreman "C" under the provisions of Title 306.

Discussion

The question involved here was discussed at considerable length in the recently concluded General Construction - Gas Lines of Progression Negotiations. While there may have been some confusion in the past relative to an employee's rights to appointment to jobs lower in the line of progression under Section 306.9, the matter was set straight during the Gas Lines of Progression Negotiations late last year. The letter agreement dated November 24, 1978, clarifying Section 306.9 reads in part:

"... that if the employee declines such a promotion in his line of progression to return to the classification held when he was demoted for lack of work, ..." (emphasis added)

Decision

Inasmuch as the demoted employee was entitled to accelerated progression to a position in his line of progression to regain his former status as a Working Foreman "C", the grievance must be closed without adjustment.

L. V. BROWN
For the Company

L. N. FOSS
For the Union

LVB(1165):rto

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