

REVIEW COMMITTEE

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INTERNATIONAL BROTHERHOOD OF
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LOCAL UNION 1245, I.B.E.W.
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R.W. STALCUP, SECRETARY

D.J. BERGMAN, CHAIRMAN

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- DECISION
- LETTER DECISION
- PRE-REVIEW REFERRAL

East Bay Division Grievance No. 1-1334-81-141
P-RC 753

October 29, 1982

MR. L. R. JOHNSON, Company Member
East Bay Division
Local Investigating Committee


MR. V. STAMPS, Union Member
East Bay Division
Local Investigating Committee

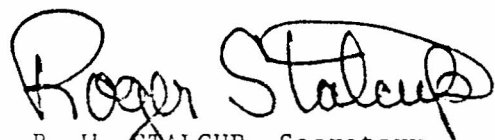
The above-subject grievance has been discussed by the Pre-Review Committee prior to its docketing on the agenda of the Review Committee and is being returned, pursuant to Step Five A(ii) of the grievance procedure, to the Local Investigating Committee for settlement in accordance with the following:

The issue in this case, as noted in the grievance, was the Union's belief that the grievant was being required to perform live-line switching alone in violation of his job definition. The grievant is a Cable Splicer in Concord, East Bay Division.

The Committee, in discussing this case and in reviewing the Joint Statement of Facts submitted by the Local Investigating Committee, has determined that the issue addressed by the grievance is really two-fold: that is, the question of safety in that the Cable Splicer is being required to climb alone; and to perform live-line switching alone. A reading of the job definition and the Notes on the Cable Splicer Job Definition do not provide an answer. A review of the practice in the yard and the conflicting testimony surrounding it also do not provide an answer. This Committee believes that it is not in a position based on the absence of other authority or practice to decide the question of safety raised in this grievance. As a result, the Pre-Review Committee refers this case back to the Local Investigating Committee for referral to the Health and Safety Committee pursuant to Section 105.5 of the Physical Agreement.

On that basis, the Pre-Review Committee is removing the case from its agenda and is referring it back to the Local Investigating Committee based on the above recommendation.


D. J. BERGMAN, Chairman
Review Committee


R. W. STALCUP, Secretary
Review Committee

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