



REVIEW COMMITTEE



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**CASE CLOSED
FILED & LOGGED**

INTERNATIONAL BROTHERHOOD OF
ELECTRICAL WORKERS, AFL-CIO
LOCAL UNION 1245, I.B.E.W
P.O. BOX 4790
WALNUT CREEK, CALIFORNIA 94596
(510) 933-6060
R.W. STALCUP, SECRETARY

MARGARET A. SHORT, CHAIRMAN

- DECISION
- LETTER DECISION
- PRE-REVIEW REFERRAL

Computer and Technical Services Case No. CTS-94-10
Fact Finding File No. 5957-94-406
Pre-Review Committee File No. 1955

JOE CERRUTI
Company Member
Local Investigating Committee

LULA WASHINGTON
Union Member
Local Investigating Committee

Issue of the grievance:

This case concerns work performed by an exempt employee on a Cisco Router.

Facts of the Case:

A Cisco Router is an intermediate piece of switching equipment associated with the Wide Area Network. It is both hardware and software and serves to transfer data from one point to another.

On July 6, 1994 users of the network system were experiencing problems with the system. They could log-in but go no further. Initially, a Telecommunications Technician tried to resolve the problem through the UB Hub unit which is hardware. He found no problem and went home at the end of his shift. Neither he nor his supervisor advised the second shift Telecommunications Technician of the problem. No further work on the hardware was performed.

At the same time the first Telecommunications Technician was working on the hardware, a Network Specialist was also looking into the problem and corrected it by reconfiguring the software.

Discussion:

The Union stated that work jurisdiction issues are a continuing problem in this department, citing several prior grievance settlements: Review Committee Cases 1669 and 1678; Pre-Review Committee Cases 1471, 1527, 1602, 1658, 1659, 1685, 1693, and 1742.


The file in this case is not very detailed or clear that the problem could not be resolved through the manipulation of hardware which is appropriate work for the bargaining unit. Further work related to software, while generally is the purview of management is not exclusive. PRC 1527 establishes that the inputting of certain commands to add, move, change features on telephones is bargaining unit work.

Decision:

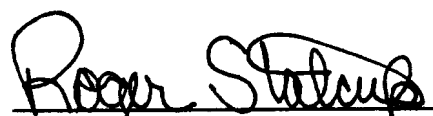
The Pre-Review Committee noted that there is a Computer Network Operations labor management committee and encourages this committee to discuss some of the ongoing work jurisdictional issues in an effort to reach an accord that will reduce the potential for more grievances.

Based on the age of this case and the lack of detailed information, the Pre-Review Committee agrees to close this case on the basis of the settlement offered by the Company at the Fact Finding step of the grievance procedure to pay the second shift Telecommunications Technician 2.5 hours at the straight rate of pay at the rate in effect in 1994.

This case is closed with the foregoing adjustment and without prejudice to the position of the parties.



Margaret A. Short, Chairman
Review Committee



Roger W. Stalcup, Secretary
Review Committee

2/5/96

Date

2/7/96

Date