SEP 3 LOCAL 1245, I.B.E.W

DIVISION OR DEPARTMENT FILE NO. RE LETTER OF SUBJECT

FOR INTRA - COMPANY USES

2-6218 (REV. 9-70)

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INDUSTRIAL RELATIONS 741.5

Review Committee File No. 1231-73-15 East Bay Division Grievance No. D.Gr/C 1-72-7 Rate of Pay For Part-Time Clerk to Full-Time Clerk

MR. C. E. ALTMAN, Chairman East Bay Division Joint Grievance Committee

The above-subject grievance has been discussed by the Review Committee and is being returned to the Division for settlement in accordance with the following:

The case is unique inasmuch as the Labor Agreement is silent relative to the issue at hand, a part-time Customer Services Clerk in the Customer Services Line of Progression transferring to a full-time Clerk D in the same Line of Progression. Subsection 13.9(a) of the Clerical Agreement applies only to transfers to beginner's classifications from other Lines of Progression. The transfer of the grievant was handled in the same manner; therefore, the grievant was not treated any differently than any other transferee. The Review Committee, however, agrees that the answer to the grievance is not provided for in the Agreement, and to that end, recommend that the negotiating parties in the next set of general negotiations resolve the issue. With respect to the grievant, it has come to the attention of the Review Committee that he is no longer in the bargaining unit. Therefore, his case is moot, and his grievance is resolved without adjustment.

This case is considered closed and should be so noted in the minutes of your next Joint Grievance Committee meeting.

L. V. BROWN, Chairman Review Committee

DJBergman:rto

cc: WDSkinner IWBonbright JAFairchild PMatthew ADOwen Personnel Managers LNFoss, IBEW