

Q00C-4Q-C07003852 American Postal Workers Union, AFL-CI

Department 1300 L Street, NW, Washington, DC 20005

Initiate National Dispute

Mr. Doug Tulino Vice President, Labor Relations U.S. Postal Service, Room 9014 475 L'Enfant Plaza Washington, D.C. 20260

October 12, 2006



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Greg Bell, Director Industrial Relations

1300 L Street, NW

National Executive Board

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Frankie L. Sanders Southern Region

Western Region

Step 4 - Direct Appeal

K. Rachel A. Johnson J. Dockins M. Hercules (with case file)

Copy to: Union, Binder

Re: APWU No. HQTG200612, Cert No. 70000600002122945125

Dear Mr. Tulino:

In accordance with the provisions of Article 15, Section 2 and 4, of the Collective Bargaining Agreement, the American Postal Workers Union is initiating a Step 4 dispute.

The issues and facts involved in this dispute are as follows:

In Postal Bulletin 22190 (Sept. 28, 2006), the Postal Service announced revisions to USPS Handbook AS-805, Information Security. These changes directly relate to wages, hours or working conditions within the meaning of Article 19. However, the union was not provided any notification of these changes and only discovered the changes because they were published in the Postal Bulletin.

Among the changes are new restrictions on bringing "personal information resources (e.g. laptops, notebooks, personal digital assistants [PDAs], handheld computers, or storage media including universal serial bus [USB] port devices) into Postal Service facilities" (5-9.a), as well as the use of these devices in Postal Service facilities "without written approval from the user's vice president or his or her designee." (7-3.2.3)

Prior to these changes, the only limitation on employees use of personal information resources was a restriction on the use of PDAs, as follows: "Personal digital assistants (PDAs) and handheld devices not issued by the Postal Service must be registered with an employee's direct supervisor." (7-3.2.3)

In addition, to the extent these changes apply to APWU representatives, they would have an adverse impact on the union's ability to perform its duties and, Re: HQTG200612 October 12, 2006

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consequently, constitute a violation of the union's rights under the collective bargaining agreement and the National Labor Relations Act.

Furthermore, as you are aware, Article 19 of the National Agreement includes the following obligation and requirement regarding notices of proposed changes to handbooks, manuals or published regulations of the Postal Service that directly relate to wages, hours, and working conditions, as they apply to employees covered by the National Agreement, before such changes can be issued:

The employer will furnish the union with the following information about each proposed change: a narrative explanation of the purpose and the impact on employees, and any documentation concerning the proposed change from the manager who requested the change, addressing its purpose and effect.

In the instant case, the Postal Service has failed to furnish the Union with notification of the proposed change, a narrative explanation of its purpose and impact on employees, and any documentation concerning the proposed change from the manager(s) who requested the change addressing its purpose and effect.

It is requested that this information be provided immediately. As you know, the Postal Service is required to furnish this information at least sixty (60) days before it can issue any proposed changes that directly relate to wages, hours or working conditions, as they apply to employees covered by the National Agreement.

Please be advised that it is the APWU's position that the Postal Service has refused to deal in good faith by its failure and refusal to furnish the APWU with each proposed change in the above-referenced handbook, manual, or published regulation(s), and with a narrative explanation of the purpose and impact on employees and any documentation concerning each proposed change from the manager(s) who requested the change addressing its purpose and effect. The Postal Service's action violates the parties' collective bargaining agreement and constitutes an unfair labor practice.

Please contact me to discuss this dispute at a mutually scheduled time.

Sincerely,

Greg Boll, Director Industrial Relations

APWU #: HQTG200612

Dispute Date: 10/12/2006

Case Officer: Greg Bell

Contract Article(s): 19, No Prior Notification

cc: Resident Officers

File