



American Postal Workers Union, AFL-CIO

1300 L Street, NW, Washington, DC 20005

Initiate National Dispute

April 18, 2007

Greg Bell, Director
Industrial Relations
1300 L Street, NW
Washington, DC 20005
(202) 842-4273 (Office)
(202) 371-0992 (Fax)

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

National Executive Board
William Burrus
President

Cliff "C.J." Guffey
Executive Vice President

Terry R. Stapleton
Secretary-Treasurer

Greg Bell
Industrial Relations Director

James "Jim" McCarthy
Director, Clerk Division

Steven G. "Steve" Raymer
Director, Maintenance Division

Robert C. "Bob" Pritchard
Director, MVS Division

Re: APWU No. HQTT20072, Cert No. 70042510000104390572

Dear Mr. Tulino:

In accordance with the provisions of Article 15, Sections 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.

ISSUE: Whether the Postal Service violated Article 32 Section 1 of the National Agreement and Section 535 of the Administrative Support Manual when it made its decision to subcontract the implementation of PLANET code capability requiring software / firmware / and hardware modifications to the FSM1000?

The Union alleges that contracting out of the identified maintenance tasks violates Article 32 Section 1 which requires the Postal Service to provide documentation to the Union that it gave good faith due consideration to the factors listed in Article 32 prior to making its decision to subcontract. In addition, the Postal Service failed to meet with the Union prior to making its subcontracting decision; nor has the Postal Service provided documentation to the Union demonstrating the good faith due consideration standard was achieved prior to the making of the subcontracting decision. In addition, Section 530 of the Administrative Support Manual restricts subcontracting any work unless there are no qualified maintenance employees or employees capable of being trained are not available or if the equipment is a prototype.

Based on the above the Union is initiating a dispute under Article 32 of the National Agreement.

Regional Coordinators

Sharyn M. Stone
Central Region

Jim Burke
Eastern Region

Elizabeth "Liz" Powell
Northeast Region


William E. "Bill" Sullivan
Southern Region

Omar M. Gonzalez
Western Region

Mr. Doug Tulino
April 18, 2007
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Please contact Gary Kloepper, case officer, at 202-842-4213 to discuss this dispute at a mutually scheduled time.

Sincerely,


Greg Bell, Director
Industrial Relations

APWU #: HQT20072
Dispute Date: 4/18/2007

Case Officer: Gary Kloepper
Contract Article(s): ;

cc: Resident Officers
File

GB/GK/syi/opei#2/afl-cio



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Notification to Hold Pending Interpretive Dispute

Greg Bell, Director
Industrial Relations
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April 18, 2007

BY FAX (202) 268-3074 AND FIRST CLASS MAIL

Mr. Doug Tulino
Vice President, Labor Relations
U.S. Postal Service, Room 9014
475 L'Enfant Plaza, S. W.
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Re: USPS# D98T1DC00236617, APWU# INQT200727

Dear Mr. Tulino,

Pursuant to Article 15 of the National Agreement, the APWU referred an issue involved in the above-referenced grievance from Step 3 or regional arbitration to the national level for determination as to whether or not an interpretive issue exists.

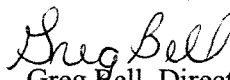
The APWU has determined that an interpretive issue does exist. Our record indicates that the APWU initiated a pending Step 4 dispute involving the same or substantially similar issues or facts in APWU # HQTT20072. Therefore, the above-referenced grievance should be held pending the outcome of the national interpretive dispute.

The issues and facts involved in this dispute are, but not limited to, the following:

ISSUE: Whether the Postal Service violated Article 32 Section 1 of the National Agreement and Section 535 of the Administrative Support Manual when it made its decision to subcontract the implementation of PLANET code capability requiring software / firmware / and hardware modifications to the FSM1000?

If you disagree that the above-referenced grievance involves the same or substantially similar issues or facts as the national-level dispute identified above, and therefore should be held at the Step 3 or regional arbitration level pending the outcome of the national interpretive dispute, please contact me at 202-842-4273.

Sincerely,


Greg Bell, Director
Industrial Relations

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