



Mr. Michael O Foster  
Assistant Director  
Motor Vehicle Division  
American Postal Workers Union,  
AFL-CIO  
1300 L Street NW  
Washington, DC 20005-4128

RE: Q00V-4Q-C 05069237  
HQTV20052  
Class Action  
Washington DC, 20260

Dear Mike:

Recently, Rodney Lambson met with you in pre-arbitration discussions for the above-captioned grievance, which is currently pending national arbitration.

The issue in this grievance is whether the Postal Service violated the National Agreement when it required employees who possess a commercial drivers license (CDL) to remain and participate in Department of Transportation (DOT) drug and alcohol pools and testing when the employee is unable to be called upon at anytime to operate a commercial motor vehicle (CMV) even on an occasional or emergency basis

After reviewing this matter, the parties mutually agree that the Postal Service will not require the employee to remain and participate in DOT drug and alcohol pools and testing if the employee is unable to be called upon at anytime to operate a commercial motor vehicle even on an occasional or emergency basis. The employee is therefore unable to perform their safety sensitive position. Upon being cleared to return to their safety sensitive position, the employee must be ready and able to operate a commercial vehicle even on occasional and emergency basis prior to being returned to the drug and alcohol testing pool.

Please sign and return the enclosed copy of this letter as your acknowledgement of agreement to settle this case, thus removing it from the pending national arbitration listing.

Sincerely,

  
John W. Dockins  
Manager  
Contract Administration

  
Michael O Foster  
Assistant Director Motor Vehicle Division,  
American Postal Workers Union,  
AFL-CIO

Date: 7/19/2006