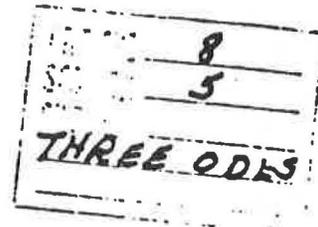




UNITED STATES POSTAL SERVICE
475 L'Enfant Plaza, SW
Washington, DC 20260

JAN 1 6 1981



Mr. Wallace Baldwin, Sr.
Administrative Vice President
Clerk Craft
American Postal Workers Union, AFL-CIO
817 - 14th Street, NW
Washington, DC 20005

Re: APWU - Local
San Jose, CA 95125
H8C-5B-C-13110

Dear Mr. Baldwin:

On December 16, 1980, we met with you to discuss the above-captioned grievance at the fourth step of our contractual grievance procedure.

The matters presented by you as well as the applicable contractual provisions have been reviewed and given careful consideration.

The question in this grievance is whether or not management violates Article VIII of the National Agreement by voiding the Overtime Desired List as presently administered in this local office. The list for clerks was posted with columns for before tour, after tour, and non-scheduled days. This procedure was agreed to during local negotiations. Local management has now determined that the agreement is in direct conflict with the National Agreement.

We do not find the above procedure to be in "direct" conflict with the National Agreement and local management is directed to return to the negotiated procedure by the beginning of the next quarter after receipt of this decision. We do not see any requirement for penalty compensation as employees are still offered opportunities for overtime by seniority.

We consider this grievance closed.

Sincerely,

Robert L. Eugene
Labor Relations Department