



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

JAN 12 1983

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MSPB  
hearing 1

Mr. Kenneth D. Wilson  
Assistant Director  
Clerk Division  
American Postal Workers  
Union, AFL-CIO  
817 - 14th Street, N.W.  
Washington, D.C. 20005

Re: J. Pearlman  
Tallahassee, FL 32302  
E1C-3W-C-9949

Dear Mr. Wilson:

On January 11, 1983, 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 17 of the 1981 National Agreement by not compensating an employee for expenses incurred attending an MSPB hearing as an appellant's representative.

It is our position that no national interpretive issue involving the terms and conditions of the 1981 National Agreement is fairly presented in this case. Inasmuch as the union declined mutual agreement in this regard, however, the following represents the decision of the Postal Service on the particular fact circumstances involved.

Based upon our review of information contained in this file, we do not believe that provisions of the 1981 National Agreement have been violated as contended in this case. The record reflects that the grievant attended the MSPB hearing as the appellant's representative, not as the appellant's