



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

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| ARTICLE | 19 |
| SECTION | ELM |
| SUBJECT | RETURN TO DUTY |

APR 1 1985

Mr. Gerald Anderson
Assistant Director
Clerk Craft Division
American Postal Workers
Union, AFL-CIO
817 14th Street, N.W.
Washington, D.C. 20005-3399

Re: W. Heldt
Largo, FL 33540
HIT-3W-C 12937

Dear Mr. Anderson:

On March 26, 1985, we met to discuss the above-captioned case at the fourth step of our contractual grievance procedure.

The issue in this grievance is whether the grievant was improperly returned to duty on September 15, 1982.

After further review of this matter, we mutually agreed that there was no national interpretive issue fairly presented in this case. This is a factual dispute over the grievant's ability to perform work on September 15, 1982, and the appropriate medical documentation to support his alleged incapacity for work. This case is suitable for regional determination by application of Section 513 of the ELM, if the alleged incapacity for duty was nonwork related; or by application of Section 545.6 of the ELM, if the alleged incapacity was work related.

Accordingly, as we further agreed, this case is hereby remanded to Step 3 for further consideration by the parties.

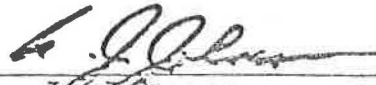
Please sign and return the enclosed copy of this decision as acknowledgment of our agreement to remand this grievance.

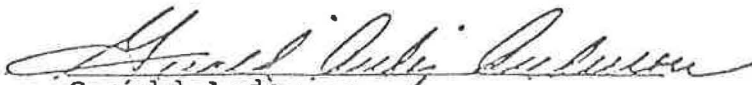
Mr. Gerald Anderson

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Time limits were extended by mutual consent.

Sincerely,


A. J. Johnson
Labor Relations Department


Gerald Anderson
Assistant Director
Clerk Craft Division
American Postal Workers
Union, AFL-CIO