



UNITED STATES POSTAL SERVICE
475 L'Enfant Plaza, SW
Washington, DC 20260-0001

APR 10 1986

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

ARTICLE	29
SECTION	
NON MOVING VIOLATIONS	
CLEARANCE DIVISION	

37.3

Re: W. Wagner
Denver, CO 80202-9998
H4C-5F-C 2940

Dear Mr. Tunstall:

On several occasions, the most recent being April 4, 1986, we met to discuss the above-captioned grievance at the fourth step of our contractual grievance procedure.

The issue in this grievance is whether non-moving violations are contemplated as driving offenses which would preclude issuance of an SF-46 (Government Driver's Permit).

The union contends that traffic violations such as "driving with expired license tags" are non-moving offenses which should not preclude issuance of an SF-46. The union referred to a August 11, 1980 letter from the Regional Counsel, Western Region, concerning the exclusion of citations received for registration or licensing violations or for vehicle equipment deficiencies, some of which could constitute a traffic offense if the deficiency rendered the driving hazardous. That definition of an unsatisfactory driving record pertained to Section 214.432 of Methods Handbook, Series M-52.

It is the position of the Postal Service that non-moving traffic violations such as the ones cited in this case (no license in possession; expired license plates) constitute

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disqualifying violations which would preclude the issuance or upgrade of an SF-46 in accordance with the Table of Disqualifications shown in Exhibit A of Management Instruction EL-830-83-11 effective October 28, 1983. That publication obsoletes Sections 214 and 216 of Handbook M-52. In the absence of any contractual violation, this grievance is denied.

Time limits were extended by mutual consent.

Sincerely,

Muriel A. Aikens

Muriel A. Aikens
Labor Relations Department