



UNITED STATES POSTAL SERVICE
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Mr. James I. Adams
Assistant Director
Maintenance Division
American Postal Workers
Union, AFL-CIO
817 14th Street, N. W.
Washington, D.C. 20005-3399

Re: B. Bellinger
Plainfield, NJ 07061
H1C-1N-C 12552

Dear Mr. Adams:

On September 9, 1983, we met to discuss the above-captioned grievance at the fourth step of our contractual grievance procedure.

The issue in this case is whether the grievant is entitled to a four-hour guarantee for time spent undergoing medical examination/treatment due to on-the-job injury.

The facts indicate the grievant's regular tour of duty is 12:00 p.m. to 0830 a.m., Tuesday through Saturday. On two occasions, Thursday, October 13, 1982, and Tuesday, October 18, 1982, her nonscheduled day, she was scheduled for medical examination/treatment outside of her regular tour.

The union contends that the grievant is entitled to a guarantee under the provisions of Article 8, Section 8, of the 1981 National Agreement.

It is the Postal Service's position that the grievant is not entitled to guarantee hours under the circumstances presented in this case. Article 8 provisions are only applicable to work situations. The grievant was not called in to perform work nor did she perform any work. This position has been stipulated in a similar case, H1C-4C-C 17149, which was not appealed to arbitration.

In this particular case, and without prejudice, the grievant will be paid at the overtime rate for actual time, including travel, spent undergoing these examination/treatments.