

6/15/2012

**TEAMSTERS UNITED PARCEL SERVICE
NATIONAL GRIEVANCE COMMITTEE**

MINUTES

**June 4 - 8, 2012
3:00 P.M.**

**PROVIDENCE BILTMORE
11 DORRANCE STREET
PROVIDENCE, RI 02903**

The meeting was called to order by Chair Rosentrater

The following cases were SETTLED AND/OR WITHDRAWN:

N-09-39: Local 533 v. UPS, Reno, NV
N-09-325: Local 294 v. UPS, Albany, NY
N-10-136: Local 70 v. UPS, Oakland, CA
N-10-297: Local 991 v. UPS, Mobile, AL
N-11-95: Local 177 v. UPS, Hillside, NJ
N-11-300: Local 41 v. UPS, Kansas City, MO
N-11-411: Local 542 v. UPS, San Diego, CA
N-12-69: Local 992 v. UPS, Hagerstown, MD
N-12-84: Local 177 v. UPS, Hillside, NJ
N-12-434: Local 177 v. UPS, Hillside, NJ
N-12-435: Local 177 v. UPS, Hillside, NJ
N-12-436: Local 177 v. UPS, Hillside, NJ
N-12-446: Local 177 v. UPS, Hillside, NJ

N-12-447: Local 177 v. UPS, Hillside, NJ
N-12-448: Local 177 v. UPS, Hillside, NJ
N-12-449: Local 177 v. UPS, Hillside, NJ
N-12-455: Local 177 v. UPS, Hillside, NJ
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N-12-492: Local 177 v. UPS, Hillside, NJ
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N-12-508: Local 177 v. UPS, Hillside, NJ
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N-12-520: Local 177 v. UPS, Hillside, NJ
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N-12-531: Local 177 v. UPS, Hillside, NJ
N-12-532: Local 177 v. UPS, Hillside, NJ
N-12-533: Local 177 v. UPS, Hillside, NJ
N-12-534: Local 177 v. UPS, Hillside, NJ
N-12-535: Local 177 v. UPS, Hillside, NJ
N-12-536: Local 177 v. UPS, Hillside, NJ
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N-12-538: Local 177 v. UPS, Hillside, NJ
N-12-539: Local 177 v. UPS, Hillside, NJ
N-12-540: Local 177 v. UPS, Hillside, NJ
N-12-541: Local 177 v. UPS, Hillside, NJ
N-12-574: Local 804 v. UPS, Long Island City, NY
N-12-597: Local 804 v. UPS, Long Island City, NY
N-12-625: Local 177 v. UPS, Hillside, NJ
N-12-626: Local 177 v. UPS, Hillside, NJ

N-12-627: Local 177 v. UPS, Hillside, NJ
N-12-628: Local 177 v. UPS, Hillside, NJ
N-12-629: Local 177 v. UPS, Hillside, NJ
N-12-630: Local 177 v. UPS, Hillside, NJ
N-12-631: Local 177 v. UPS, Hillside, NJ
N-12-632: Local 177 v. UPS, Hillside, NJ
N-12-635: Local 804 v. UPS, Long Island City, NY
N-12-640: Local 804 v. UPS, Long Island City, NY
N-12-642: Local 804 v. UPS, Long Island City, NY
N-12-643: Local 804 v. UPS, Long Island City, NY
N-12-648: Local 63 v. UPS, Rialto, CA
N-12-649: Local 63 v. UPS, Rialto, CA
N-12-653: Local 63 v. UPS, Rialto, CA
N-12-654: Local 63 v. UPS, Rialto, CA
N-12-655: Local 63 v. UPS, Rialto, CA
N-12-678: Local 177 v. UPS, Hillside, NJ
N-12-680: Local 767 v. UPS, Forest Hill, TX
N-12-759: Local 767 v. UPS, Forest Hill, TX
N-12-760: Local 767 v. UPS, Forest Hill, TX
N-12-761: Local 767 v. UPS, Forest Hill, TX
N-12-766: Local 30 v. UPS, Jeannette, PA
N-12-767: Local 693 v. UPS, Binghamton, NY
N-12-771: Local 177 v. UPS, Hillside, NJ
N-12-772: Local 177 v. UPS, Hillside, NJ
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N-12-798: Local 177 v. UPS, Hillside, NJ
N-12-799: Local 177 v. UPS, Hillside, NJ
N-12-800: Local 177 v. UPS, Hillside, NJ
N-12-803: Local 804 v. UPS, Long Island City, NY
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N-12-832: Local 804 v. UPS, Long Island City, NY
N-12-833: Local 804 v. UPS, Long Island City, NY
N-12-835: Local 804 v. UPS, Long Island City, NY
N-12-836: Local 804 v. UPS, Long Island City, NY
N-12-837: Local 804 v. UPS, Long Island City, NY
N-12-838: Local 804 v. UPS, Long Island City, NY
N-12-839: Local 804 v. UPS, Long Island City, NY
N-12-840: Local 804 v. UPS, Long Island City, NY
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N-12-865: Local 804 v. UPS, Long Island City, NY
N-12-866: Local 804 v. UPS, Long Island City, NY
N-12-867: Local 804 v. UPS, Long Island City, NY
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N-12-890: Local 804 v. UPS, Long Island City, NY
N-12-891: Local 804 v. UPS, Long Island City, NY
N-12-892: Local 804 v. UPS, Long Island City, NY
N-12-893: Local 804 v. UPS, Long Island City, NY
N-12-896: Local 886 v. UPS, Oklahoma City, OK
N-12-897: Local 769 v. UPS, Miami, FL
N-12-898: Local 769 v. UPS, Miami, FL
N-12-906: Local 804 v. UPS, Long Island City, NY
N-12-914: Local 767 v. UPS, Fort Worth, TX
N-12-917: Local 886 v. UPS, Oklahoma City, OK
N-12-918: Local 886 v. UPS, Oklahoma City, OK
N-12-932: Local 804 v. UPS, Long Island City, NY
N-12-933: Local 804 v. UPS, Long Island City, NY
N-12-935: Local 804 v. UPS, Long Island City, NY
N-12-936: Local 804 v. UPS, Long Island City, NY

N-12-989: Local 804 v. UPS, Long Island City, NY
N-12-990: Local 804 v. UPS, Long Island City, NY
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N-12-996: Local 804 v. UPS, Long Island City, NY
N-12-997: Local 804 v. UPS, Long Island City, NY

The following cases were WITHDRAWN WITH RIGHTS:

N-11-41: Local 177 v. UPS, Hillside, NJ
N-11-76: Local 177 v. UPS, Hillside, NJ
N-12-06: Local 767 v. UPS, Forest Hill, TX
N-12-605: Local 804 v. UPS, Long Island City, NY
N-12-615: Local 804 v. UPS, Long Island City, NY
N-12-699: Local 767 v. UPS, Forest Hill, TX
N-12-757: Local 767 v. UPS, Forest Hill, TX
N-12-758: Local 767 v. UPS, Forest Hill, TX
N-12-768: Local 177 v. UPS, Hillside, NJ
N-12-802: Local 177 v. UPS, Hillside, NJ
N-12-887: Local 804 v. UPS, Long Island City, NY
N-12-954: Local 804 v. UPS, Long Island City, NY

The following cases were POSTPONED:

N-09-17: Local 177 v. UPS, Hillside, NJ
N-09-57: Local 70 v. UPS, Oakland, CA
N-09-182: Local 177 v. UPS, Hillside, NJ
N-09-223: Local 278 v. UPS, San Francisco, CA
N-09-323: Local 901 v. UPS, San Juan, PR
N-10-16: Local 391 v. UPS, Raleigh, NC
N-10-172: Local 533 v. UPS, Reno, NV
N-10-173: Local 533 v. UPS, Reno, NV
N-10-199: Local 901 v. UPS, San Juan, PR
N-10-242: Local 177 v. UPS, Hillside, NJ
N-10-274: Local 633 v. UPS, Manchester, NH
N-10-283: Local 639 v. UPS, Washington, DC
N-11-09: Local 639 v. UPS, Washington, DC
N-11-10: Local 901 v. UPS, San Juan, PR
N-11-12: Local 355 v. UPS, Baltimore, MD
N-11-36: Local 177 v. UPS, Hillside, NJ
N-11-38: Local 804 v. UPS, Long Island City, NY
N-11-81: Local 177 v. UPS, Hillside, NJ
N-11-91: Local 901 v. UPS, San Juan, PR

N-11-118: Local 177 v. UPS, Hillside, NJ
N-11-182: Local 639 v. UPS, Washington, DC
N-11-203: Local 804 v. UPS, Long Island City, NY
N-11-288: Local 177 v. UPS, Hillside, NJ
N-12-01: Local 577 v. UPS, Oklahoma City, OK
N-12-12: Local 776 v. UPS, Harrisburg, PA
N-12-67: Local 177 v. UPS, Hillside, NJ
N-12-70: Local 639 v. UPS, Washington, DC
N-12-71: Local 177 v. UPS, Hillside, NJ
N-12-79: Local 639 v. UPS, Washington, DC
N-12-437: Local 177 v. UPS, Hillside, NJ
N-12-450: Local 177 v. UPS, Hillside, NJ
N-12-599: Local 804 v. UPS, Long Island City, NY
N-12-600: Local 804 v. UPS, Long Island City, NY
N-12-602: Local 804 v. UPS, Long Island City, NY
N-12-633: Local 317 v. UPS, Syracuse, NY
N-12-634: Local 317 v. UPS, Syracuse, NY
N-12-651: Local 70 v. UPS, Oakland, CA
N-12-652: Local 2785 v. UPS, San Francisco, CA
N-12-665: Local 294 v. UPS, Albany, NY
N-12-666: Local 177 v. UPS, Hillside, NJ
N-12-668: Local 177 v. UPS, Hillside, NJ
N-12-669: Local 639 v. UPS, Washington, DC
N-12-673: Local 61 v. UPS, Asheville, NC
N-12-679: Local 177 v. UPS, Hillside, NJ
N-12-684: Local 804 v. UPS, Long Island City, NY
N-12-686: Local 480 v. UPS, Nashville, TN
N-12-693: Local 63 v. UPS, Rialto, CA
N-12-702: Local 480 v. UPS, Nashville, TN
N-12-735: Local 509 v. UPS, Taylors, SC
N-12-770: Local 509 v. UPS, Cayce, SC
N-12-815: Local 804 v. UPS, Long Island City, NY
N-12-819: Local 804 v. UPS, Long Island City, NY
N-12-822: Local 804 v. UPS, Long Island City, NY
N-12-853: Local 804 v. UPS, Long Island City, NY
N-12-882: Local 804 v. UPS, Long Island City, NY
N-12-886: Local 804 v. UPS, Long Island City, NY
N-12-888: Local 804 v. UPS, Long Island City, NY
N-12-894: Local 856 v. UPS, San Bruno, CA
N-12-900: Local 901 v. UPS, San Juan, PR
N-12-907: Local 804 v. UPS, Long Island City, NY
N-12-909: Local 804 v. UPS, Long Island City, NY
N-12-910: Local 804 v. UPS, Long Island City, NY
N-12-911: Local 804 v. UPS, Long Island City, NY
N-12-912: Local 804 v. UPS, Long Island City, NY
N-12-915: Local 728 v. UPS, Atlanta, GA

N-12-921: Local 340 v. UPS, South Portland, ME
N-12-934: Local 804 v. UPS, Long Island City, NY
N-12-942: Local 804 v. UPS, Long Island City, NY
N-12-943: Local 804 v. UPS, Long Island City, NY
N-12-949: Local 804 v. UPS, Long Island City, NY
N-12-950: Local 804 v. UPS, Long Island City, NY
N-12-952: Local 804 v. UPS, Long Island City, NY

The following cases were put on COMMITTEE HOLD:

N-07-176: Local 70 v. UPS, Oakland, CA
N-07-230: Local 70 v. UPS, Oakland, CA
N-08-33: Local 162 v. UPS, Portland, OR
N-08-57: Local 385 v. UPS, Orlando, FL
N-08-79: Local 177 v. UPS, Hillside, NJ
N-08-104: Local 70 v. UPS, Oakland, CA
N-09-37: Local 542 v. UPS, San Diego, CA
N-09-153: Local 542 v. UPS, San Diego, CA
N-09-231: Local 769 v. UPS, North Miami, FL
N-09-258: Local 992 v. UPS, Hagerstown, MD
N-09-263: Local 70 v. UPS, Oakland, CA
N-09-367: Local 70 v. UPS, Oakland, CA
N-09-368: Local 70 v. UPS, Oakland, CA
N-09-369: Local 70 v. UPS, Oakland, CA
N-09-398: Local 70 v. UPS, Oakland, CA
N-10-06: Local 519 v. UPS, Knoxville, TN
N-10-124: Local 177 v. UPS, Hillside, NJ
N-10-129: Local 519 v. UPS, Knoxville, TN
N-10-171: Local 533 v. UPS, Reno, NV
N-10-205: Local 396 v. UPS, Covina, CA
N-10-235: Local 70 v. UPS, Oakland, CA
N-10-236: Local 70 v. UPS, Oakland, CA
N-10-237: Local 70 v. UPS, Oakland, CA
N-10-238: Local 70 v. UPS, Oakland, CA
N-10-239: Local 70 v. UPS, Oakland, CA
N-10-240: Local 70 v. UPS, Oakland, CA
N-10-272: Local 964 v. UPS, Brook Park, OH
N-10-275: Local 177 v. UPS, Hillside, NJ
N-10-282: Local 639 v. UPS, Washington, DC
N-10-327: Local 70 v. UPS, Oakland, CA
N-10-328: Local 70 v. UPS, Oakland, CA
N-10-329: Local 70 v. UPS, Oakland, CA
N-10-330: Local 70 v. UPS, Oakland, CA
N-10-331: Local 70 v. UPS, Oakland, CA
N-10-332: Local 70 v. UPS, Oakland, CA
N-10-408: Local 533 v. UPS, Reno, NV

N-10-410: Local 70 v. UPS, Oakland, CA
N-10-411: Local 70 v. UPS, Oakland, CA
N-10-412: Local 70 v. UPS, Oakland, CA
N-10-413: Local 70 v. UPS, Oakland, CA
N-10-414: Local 70 v. UPS, Oakland, CA
N-11-06: Local 385 v. UPS, Orlando, FL
N-11-28: Local 804 v. UPS, Long Island City, NY
N-11-33: Local 804 v. UPS, Long Island City, NY
N-11-90: Local 651 v. UPS, Lexington, KY
N-11-97: Local 177 v. UPS, Hillside, NJ
N-11-117: Local 104 v. UPS, Phoenix, AZ
N-11-124: Local 344 v. UPS, Milwaukee, WI
N-11-150: Local 177 v. UPS, Hillside, NJ
N-11-153: Local 396 v. UPS, Covina, CA
N-11-161: Local 30 v. UPS, Jeanette, PA
N-11-166: Local 70 v. UPS, Oakland, CA
N-11-176: Local 396 v. UPS, Covina, CA
N-11-177: Local 396 v. UPS, Covina, CA
N-11-280: Local 671 v. UPS, Bloomfield, CT
N-11-328: Local 70 v. UPS, Oakland, CA
N-11-405: Local 657 v. UPS, San Antonio, TX
N-11-407: Local 657 v. UPS, San Antonio, TX
N-11-408: Local 657 v. UPS, San Antonio, TX
N-11-409: Local 70 v. UPS, Oakland, CA
N-12-04: Local 516 v. UPS, Muskogee, OK
N-12-07: Local 767 v. UPS, Forest Hill, TX
N-12-72: Local 177 v. UPS, Hillside, NJ
N-12-78: Local 177 v. UPS, Hillside, NJ
N-12-553: Local 177 v. UPS, Hillside, NJ
N-12-554: Local 177 v. UPS, Hillside, NJ
N-12-645: Local 70 v. UPS, Oakland, CA
N-12-656: Local 104 v. UPS, Phoenix, AZ
N-12-657: Local 104 v. UPS, Phoenix, AZ
N-12-658: Local 104 v. UPS, Phoenix, AZ
N-12-659: Local 104 v. UPS, Phoenix, AZ
N-12-660: Local 104 v. UPS, Phoenix, AZ
N-12-661: Local 104 v. UPS, Phoenix, AZ
N-12-662: Local 104 v. UPS, Phoenix, AZ
N-12-663: Local 104 v. UPS, Phoenix, AZ
N-12-664: Local 104 v. UPS, Phoenix, AZ
N-12-674: Local 177 v. UPS, Hillside, NJ
N-12-690: Local 480 v. UPS, Nashville, TN
N-12-691: Local 480 v. UPS, Nashville, TN
N-12-692: Local 480 v. UPS, Nashville, TN
N-12-707: Local 70 v. UPS, Oakland, CA
N-12-708: Local 70 v. UPS, Oakland, CA

N-12-709: Local 70 v. UPS, Oakland, CA
N-12-710: Local 70 v. UPS, Oakland, CA
N-12-711: Local 70 v. UPS, Oakland, CA
N-12-712: Local 70 v. UPS, Oakland, CA
N-12-713: Local 70 v. UPS, Oakland, CA
N-12-714: Local 70 v. UPS, Oakland, CA
N-12-715: Local 70 v. UPS, Oakland, CA
N-12-716: Local 70 v. UPS, Oakland, CA
N-12-717: Local 70 v. UPS, Oakland, CA
N-12-718: Local 70 v. UPS, Oakland, CA
N-12-736: Local 767 v. UPS, Forest Hill, TX
N-12-737: Local 70 v. UPS, Oakland, CA
N-12-738: Local 70 v. UPS, Oakland, CA
N-12-751: Local 480 v. UPS, Nashville, TN
N-12-753: Local 480 v. UPS, Nashville, TN
N-12-765: Local 623 v. UPS, Philadelphia, PA
N-12-801: Local 177 v. UPS, Hillside, NJ
N-12-895: Local 886 v. UPS, Oklahoma City, OK
N-12-919: Local 886 v. UPS, Oklahoma City, OK
N-12-920: Local 886 v. UPS, Oklahoma City, OK
N-12-922: Local 70 v. UPS, Oakland, CA
N-12-923: Local 70 v. UPS, Oakland, CA
N-12-924: Local 70 v. UPS, Oakland, CA
N-12-925: Local 70 v. UPS, Oakland, CA
N-12-926: Local 70 v. UPS, Oakland, CA
N-12-927: Local 70 v. UPS, Oakland, CA
N-12-928: Local 70 v. UPS, Oakland, CA
N-12-929: Local 70 v. UPS, Oakland, CA
N-12-930: Local 70 v. UPS, Oakland, CA
N-12-931: Local 70 v. UPS, Oakland, CA

The following cases were ON IN ERROR:

N-11-327: Local 667 v. UPS, Memphis, TN
N-12-899: Local 667 v. UPS, Memphis, TN
N-12-913: Local 891 v. UPS, Jackson, MS
N-12-916: Local 667 v. UPS, Memphis, TN

The following cases are TIED TO ARBITRATION:

N-11-301: Local 455 v. UPS, Denver, CO
N-11-302: Local 455 v. UPS, Denver, CO
N-11-303: Local 455 v. UPS, Denver, CO
N-11-304: Local 455 v. UPS, Denver, CO
N-11-305: Local 455 v. UPS, Denver, CO

The following cases are WITHDRAWN TO LOCAL ARBITRATION:

N-12-442: Local 804 v. UPS, Long Island City, NY

N-12-443: Local 804 v. UPS, Long Island City, NY

N-12-444: Local 804 v. UPS, Long Island City, NY

N-12-445: Local 804 v. UPS, Long Island City, NY

Chair Rosentrater called Case N-11-167: Local 70 v. UPS, Oakland, CA
On behalf of **Brett Corbett**,
Union alleges a violation of
Articles 26, 32 and all
others that apply, claiming
the Company is subcontracting
bargaining unit work.

DECISION: Based on the facts presented, this case is DEADLOCKED.

Chair Rosentrater called Case N-11-175: Local 70 v. UPS, Oakland, CA
On behalf of **all affected**
employees, Union alleges a
violation of **Articles 26, 32**
and all others that apply,
claiming the Company is
violating contractual rights
by refusing to discuss then
subcontracting work.

DECISION: Based on the facts presented, this case is DEADLOCKED.

Chair Gudim called Case N-11-317: Local 87 v. UPS, Bakersfield, CA
On behalf of **Russell Wagner**,
Union alleges a violation of
Article 37, claiming the
Company denied 9.5 payment
(1/19/10 through 10/9/10).

DECISION: Based on the facts presented in this case, THE COMPANY AND THE UNION AGREED AT A MEETING TO POSTPONE THE GRIEVANCE TO THE PANEL WITH A COMMITMENT TO BRING THE AREA INTO COMPLIANCE WITH ARTICLE 37 IN OCTOBER 2010. THE AREA WAS BROUGHT INTO COMPLIANCE AT THAT TIME. THE COMPANY IS INSTRUCTED TO CONTINUE TO ABIDE BY ARTICLE 37 OF THE NMA WITH THAT THE PAY CLAIM IS DENIED.

Chair Rosentrater called Case N-12-769: Local 391 v. UPS, Raleigh, NC
On behalf of **Chris Carter, et al.**, Union alleges a violation of **Article 32 and all others that apply** claiming the Company subcontracted over 100 hours of repair work (11/15-20/10)

DECISION: Based on the facts presented, this CASE IS REFERRED BACK TO THE PARTIES. THIS COMMITTEE RETAINS JURISDICTION.

Chair Rosentrater called Case N-12-810: Local 804 v. UPS, Long Island City, NY
On behalf of **Frank Rueda**, Union alleges a violation of **Article 7**. Grievant was taken off the job to serve a 3-day suspension while arbitration is still pending for non-cardinal infraction (5/7/12, 5/8/12 and 5/9/12).

Heard with Case N-12-811: Local 804 v. UPS, Long Island City, NY
On behalf of **Carl Buonocore**, Union alleges a violation of **Article 7**. Grievant was taken off the job to serve a 3-day suspension while arbitration is still pending for non-cardinal infraction (5/7/12, 5/8/12 and 5/9/12).

Case N-12-812: Local 804 v. UPS, Long Island City, NY
On behalf of **Alberto Arregui**, Union alleges a violation of **Article 7**. Grievant was taken off the job to serve a 3-day suspension while arbitration is still pending for non-cardinal infraction (5/7/12, 5/8/12 and 5/9/12).

Case N-12-813: Local 804 v. UPS, Long Island City, NY
On behalf of **Richard Tomlinson**, Union alleges a violation of **Article 7**. Grievant was taken off the job to serve a 3-day

suspension while arbitration is still pending for non-cardinal infraction (5/7/12, 5/8/12 and 5/9/12).

And Case N-12-814:

Local 804 v. UPS, Long Island City, NY
On behalf of **Richard Tomlinson**, Union alleges a violation of **Article 7**. Grievant was taken off the job to serve a 3-day suspension while arbitration is still pending for non-cardinal infraction (5/7/12, 5/8/12 and 5/9/12).

DECISION: Based on the facts presented, these cases are DEADLOCKED.

Chair Rosentrater called Case N-12-885:

Local 804 v. UPS, Long Island City, NY
On behalf of **Christopher A. Williamson**, Union alleges a violation of **Article 21**. After loss prevention issued the Steward a pass to use his iPad for the grievance process, Loss prevention rescinded authorization immediately after a grievance hearing (ongoing from 3/3/12).

DECISION: Based on the facts presented, this case is DEADLOCKED.

Chair Hoyer called Case N-12-901:

Local 171 v. UPS, Salem, VA
On behalf of **Tim Huffman, Richard Horne and all affected**, Union alleges the Company violated **Article 16**. Union is asking all monies due to all affected (1/4/12).

DECISION: Based on the facts presented, this case is DEADLOCKED.

Chair Ring called Case N-12-904:

Local 177 v. UPS, Hillside, NJ
On behalf of **Robert Quinn**, Union alleges a violation of **Article 14**, grievant did not receive his regular hourly rate of pay for additional medical treatment to a

compensable injury. Treatment was administered during grievant's regular work hours (Grievance #66087) (1/5/12, 1/16/12, and 2/3/12).

DECISION: Based on the facts presented, this case is DEADLOCKED.

Chair Hoyer called Case N-12-908:

Local 804 v. UPS, Long Island City, NY
On behalf of **Pre-loaders**, Union alleges a violation of **Article 44 Section 3**. The Company is co-mingling all over 70 pound packages and irregular shipments, and tires with under 70 pound regular packages on the belts during the sort. This is causing a safety hazard (1/2/12 to present).

DECISION: Based on the facts presented, this case is DEADLOCKED.

Chair Rosentrater called Case N-11-178:

Local 70 v. UPS, Oakland, CA
On behalf of **all affected employees**, Union alleges a violation of **Article 7, Section 12, NCSA and all others that apply**. The Company refuses to correct an employee's time card at the time of violation when they dispatch late.

DECISION: Based on the facts presented, THERE IS NO CONTRACT VIOLATION.

Chair Rosentrater called Case N-11-179:

Local 70 v. UPS, Oakland, CA
On behalf of **Mike Sayegh**, Union alleges a violation of **Article 31, NCSA**, claiming that the Company is violating contractual rights by violating Feeder jurisdiction (9/16/10 back and ongoing).

DECISION: Based on the facts presented, this CASE IS REFERRED BACK TO THE PARTIES.

Chair Rosentrater called Case N-11-180: Local 70 v. UPS, Oakland, CA
On behalf of **all affected employees**, Union alleges a violation of **Article 7, NCSA and Article 20 NMA**, claiming that the Company labor and management refuse to wear name tags.

DECISION: Based on the facts presented, the COMPANY NAME TAG MUST BE VISIBLE.

Chair Rosentrater called Case N-12-11: Local 171 v. UPS, Salem, VA
On behalf of **all affected employees**, Union alleges that the Company violated **Article 3 and all others that apply**, by changing the coverage of Midnight and Twilight Preload.

DECISION: Based on the facts presented, this CASE IS REFERRED BACK TO PARTIES FOR RESOLUTION. PARTIES ARE INSTRUCTED TO UPDATE CO-CHAIRS WITHIN 30 DAYS. THIS COMMITTEE RETAINS JURISDICTION.

Chair Martorana called Case N-12-549: Local 804 v. UPS, Long Island City, NY
On behalf of **Kevin Gerard**, Union alleges that the Company violated **Article 22, Section 4 and Local 804 Supplement**, by not allowing members to select different assignments according to their seniority (October 2009 and on going).

DECISION: Case was WITHDRAWN DURING EXECUTIVE SESSION.

Chair Rosentrater called Case N-12-671: Local 30 v. UPS, Jeannette, PA
On behalf of **Barry Coffman**, Union alleges a violation of **Article 34 and all others that apply**, claiming pension payment not made for compensable time off (11/21 - 11/25/10).

DECISION: Based on the facts presented, CASE WAS REFERRED TO THE WEST PENNSYLVANIA SUPPLEMENTAL NEGOTIATING COMMITTEE FOR RESOLUTION WITHIN 90 DAYS. THIS COMMITTEE RETAINS JURISDICTION.

Chair Rosentrater called Case N-12-672: Local 30 v. UPS, Jeannette, PA
On behalf of **Brad Bressler**,
Union alleges a violation of
Article 34 and all others
that apply, claiming pension
payment not contributed for
compensable time off (Week
ending June 25, 2011).

DECISION: Based on the facts presented, case was REFERRED TO THE WEST PENNSYLVANIA SUPPLEMENTAL NEGOTIATING COMMITTEE FOR RESOLUTION WITHIN 90 days; THIS COMMITTEE RETAINS JURISDICTION.

Chair Gudim called Case N-12-754: Local 728 v. UPS, Atlanta, GA
On behalf of **Kendall**
Greeson, Union alleges that
the Company is in violation
of **Article 37 and all others**
that apply, claiming
grievant worked three (3) or
more days over 9.5 (Week
Ending 6/3/11).

DECISION: Based on the facts presented, this case is REFERRED BACK TO THE PARTIES FOR A POSSIBLE SETTLEMENT. THIS COMMITTEE WILL RETAIN JURISDICTION.

Chair Gudim called Case N-12-755: Local 728 v. UPS, Atlanta, GA
On behalf of **Jason Houk**,
Union alleges that the
Company is in violation of
Article 37 and all others
that apply, claiming eight
(8)-hour request denied
without proper reasons (Week
Ending 7/14/11).

DECISION: Based on the facts presented, this CASE IS REFERRED BACK TO THE PARTIES FOR SETTLEMENT. THIS COMMITTEE HOLDS JURISDICTION.

Chair Ring called Case N-12-902: Local 177 v. Hillside, NJ
On behalf of **Mike Carmeci**,
Union alleges a violation of

Articles 14 & 18, Company doctor changed grievant medical treatment in an attempt to conform with TAW assignment (3/14/11).

Heard with Case N-12-903: Local 177 v. Hillside, NJ
On behalf of **Mike Carmeci**, Union alleges a violation of **Article 14**, he was refused medical treatment and all monies due to make grievants whole.

DECISION: Based on the facts presented, these CASES ARE REFERRED BACK FOR A FINAL WORKERS' COMPENSATION DETERMINATION. THIS COMMITTEE RETAINS JURISDICTION.

Chair Hoyer called Case N-12-905: Local 886 v. UPS, Oklahoma City, OK
On behalf of **John Ricketts**, Union alleges a violation of **Articles 18 and all others that apply**. Unsafe work environment due to walk path change by Company 6/2/11).

DECISION: Based on the facts presented, this CASE IS REFERRED BACK TO THE PARTIES.

Chair Davis called Case N-11-157: Local 764 v. UPS, Milton, PA
On behalf of **Lynn Hoyt**, Union alleges a violation of **Article 37**. This grievance was filed prior to the Company claiming the application of the Memo from the 9.5 Committee "9.5 Guidelines" (September 13-17, 2010).

DECISION: Based on the facts presented in this case, THE GRIEVANCES FILED PRIOR TO THE COMPANY REMOVING THE APEX BRIDGE WORK ARE SUSTAINED. THE GRIEVANCES FILED AFTER THIS DATE ARE DENIED. THE COMPANY IS INSTRUCTED TO CONTINUE TO LOOK AT WAYS TO REDUCE THE DISPATCH OF THE TWO DRIVERS IN QUESTION. THIS DOES NOT PRECLUDE EITHER PARTY FROM RE-EXAMINING THIS ISSUE IF THE CIRCUMSTANCES OF EITHER ROUTE CHANGES IN THE FUTURE. NO PRECEDENCE, NO REFERENCE.