

06/14/12



**TEAMSTERS NATIONAL UPS FREIGHT
GRIEVANCE COMMITTEE**

MINUTES

**June 5-8, 2012
5:00 P.M.**

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

The meeting was called to order by Mark Aaron

The following cases were SETTLED AND/OR WITHDRAWN:

NUPSF-12-26: Local 952 v. UPSF, Fullerton, CA

The following cases were WITHDRAWN WITH RIGHTS:

NUPSF-131-09: Local 509 v. UPSF, Gaffney, SC

NUPSF-10-001: Local 480 v. UPSF, Nashville, TN

NUPSF-10-38: Local 413 v. UPSF, Columbus, OH

NUPSF-10-45: Local 61 v. UPSF, Hickory, NC

NUPSF-10-81: Local 769 v. UPSF, North Miami, FL

NUPSF-10-129: Local 391 v. UPSF, Morrisville, NC

NUPSF-11-01: Local 480 v. UPSF, La Vergne, TN

NUPSF-11-02: Local 480 v. UPSF, La Vergne, TN

NUPSF-11-30: Local 776 v. UPSF, Mechanicsburg, PA

NUPSF-12-39: Local 480 v. UPSF, La Vergne, TN

NUPSF-12-41: Local 217 v. UPSF, Jackson, TN

The following cases were POSTPONED:

NUPSF-11-25: Local 988 v. UPSF, Houston, TX
NUPSF-12-08: Local 988 v. UPSF, Houston, TX
NUPSF-12-16: Local 391 v. UPSF, Wilmington, NC
NUPSF-12-23: Local 439 v. UPSF, Lathrop, CA
NUPSF-12-27: Local 186 v. UPSF, Simi Valley, CA
NUPSF-12-33: Local 17 v. UPSF, Grand Junction, CO
NUPSF-12-36: Local 174 v. UPSF, Kent, WA
NUPSF-12-37: Local 186 v. UPSF, Oxnard, CA
NUPSF-12-38: Local 70 v. UPSF, San Leandro, CA
NUPSF-12-42: Local 745 v. UPSF, Irving, TX
NUPSF-12-44: Local 186 v. UPSF, Oxnard, CA

The following cases were put on COMMITTEE HOLD:

NUPSF-149-09: Local 174 v. UPSF, Tukwila, WA
NUPSF-151-09: Local 63 v. UPSF, Fontana/LAX/Los Angeles, CA
NUPSF-195-09: Local 512 v. UPSF, Jacksonville, FL
NUPSF-205-09: Local 385 v. UPSF, Ocoee, FL
NUPSF-10-004: Local 480 v. UPSF, Nashville, TN
NUPSF-10-006: Local 745 v. UPSF, Dallas, TX
NUPSF-10-007: Local 745 v. UPSF, Dallas, TX
NUPSF-10-011: Local 745 v. UPSF, Dallas, TX
NUPSF-10-015: Local 745 v. UPSF, Dallas, TX
NUPSF-10-017: Local 745 v. UPSF, Dallas, TX
NUPSF-10-031: Local 519 v. UPSF, Knoxville, TN
NUPSF-10-034: Local 385 v. UPSF, Orlando, FL
NUPSF-10-035: Local 385 v. UPSF, Orlando, FL
NUPSF-10-047: Local 707 v. UPSF, Hempstead, NY
NUPSF-10-056: Local 174 v. UPSF, Tukwila, WA
NUPSF-10-057: Local 483 v. UPSF, Boise, ID
NUPSF-10-073: Local 104 v. UPSF, Phoenix, AZ
NUPSF-10-097: Local 200 v. UPSF, Milwaukee, WI
NUPSF-10-103: Local 728 v. UPSF, Atlanta, GA
NUPSF-10-105: Local 745 v. UPSF, Dallas, TX
NUPSF-10-121: Local 745 v. UPSF, Irving, TX
NUPSF-10-122: Local 745 v. UPSF, Irving, TX
NUPSF-10-123: Local 745 v. UPSF, Irving, TX
NUPSF-10-124: Local 385 v. UPSF, Ocoee, FL
NUPSF-10-133: Local 63 v. UPSF, Fontana, CA
NUPSF-11-10: Local 745 v. UPSF, Irving, TX
NUPSF-11-13: Local 728 v. UPSF, Atlanta, GA
NUPSF-11-22: Local 385 v. UPSF, Ocoee, FL
NUPSF-11-23: Local 385 v. UPSF, Ocoee, FL
NUPSF-11-26: Local 385 v. UPSF, Ocoee, FL
NUPSF-11-32: Local 70 v. UPSF, San Leandro, CA

NUPSF-11-34: Local 104 v. UPSF, Phoenix, AZ
NUPSF-11-38: Local 104 v. UPSF, Phoenix, AZ
NUPSF-11-49: Local 200 v. UPSF, Milwaukee, WI
NUPSF-11-50: Local 705 v. UPSF, Palatine, IL
NUPSF-11-54: Local 707 v. UPSF, Bayshore, NY
NUPSF-11-63: Local 745 v. UPSF, Irving, TX

Chair Aaron called case NUPSF-12-13 Local 710 v. UPSF, South Holland, IL
On behalf of **Tom Coffey**, Union alleges that the Company violated **Article 44**. UPS Freight violated the CBA by cutting run SOH 053 and subcontracting work. The Union requests run to be reinstated and drivers to be made whole for all losses. **(REDOCKETED)**

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

Chair Aaron called case NUPSF-12-14 Local 710 v. UPSF, South Holland, IL
On behalf of **Tom Coffey**, Union alleges that the Company violated **Article 44**. UPS Freight violated the CBA by cutting run SOH 305 and subcontracting work. The Union requests run to be reinstated and drivers to be made whole for all losses. **(REDOCKETED)**

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

Chair Aaron called case NUPSF-12-30 Local 641 v. UPSF, Carteret, NJ
On behalf of **Juan Lopez**, Union alleges that the Company violated **Article 5, Sections 1A, 2 and 4**, claiming that the grievant was denied the opportunity to bump, no available work at 9:30 start, requested the 2:00 PM bid start in seniority and was denied. The Union requests the grievant be made whole for all lost wages and benefits.

DECISION: Based on the facts presented, case is referred back.

Chair Aaron called case NUPSF-12-31 Local 294 v. UPSF, Albany, NY
On behalf of **John Burns**, Union alleges that the Company violated **Article 26**

and all others that apply, claiming the Company refused to pay the grievant for time spent at an accident. The Union requests that the grievant be made whole for two (2) hours.

DECISION: Based on the facts presented in this instant case, the grievant shall be paid two (2) hours. This case sets no precedent and is non referenceable.

Chair Aaron called case NUPSF-12-32

Local 710 v. UPSF, South Holland, IL
On behalf of **Tom Coffey**, Union alleges that the Company violated **Article 44**. The Union is grieving that UPS Freight violated Collective Bargaining Agreement by cutting run SOH 038 and subcontracting work. The Union requests run to be reinstated and drivers to be made whole for all losses.

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

Chair Aaron called case NUPSF-12-34

Local 705 v. UPSF, Palatine, IL
On behalf of **Teamsters Local Union 705**, Union alleges that the Company violated **Articles 5 and 44**. UPS Freight subcontracted Local 705 bargaining unit work to Local 710 employees which diminished Cartage employee's work. The Union requests all Local 705 bargaining unit employees that were affected to be paid for all hours worked by Local 710 employees including overtime.

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

Chair Aaron called case NUPSF-12-35

Local 710 v. UPSF, South Holland, IL
On behalf of **Brian Lillie**, Union alleges that the Company violated **Article 18**. The Union requests that work performed on Sunday should have been paid at time and one-half rate of pay.

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

Chair Aaron called case NUPSF-12-40

Local 480 v. UPSF, La Vergne, TN
On behalf of **Teamsters Local 480**, Union alleges a violation of **Articles 2, 25, 26, 29, 40 and all that apply**. On 1/9/2012, the Company abolished a bid from Nashville to Memphis and return and added a Nashville turn bid to the Memphis linehaul operations without a proper change of operations. Company did not comply with Article 40 of the Collective Bargaining Agreement prior to moving established work from the Nashville Service Center to the Memphis Service Center. The Union requests to be made whole.

DECISION: Based on the facts presented in this case, one (1) Nashville Road driver will have the opportunity to transfer to the Memphis Road driver seniority list.

Chair Aaron called case NUPSF-12-43

Local 79 v. UPSF, Tampa, FL
On behalf of **Mike Ranocchia**, Union alleges a violation of **Articles 29, 40, 43 and 44**, claiming this is the two-way freight, that was also previously run by bargaining unit employees and requesting that it comes back to the bargaining unit as a Tampa to Gaffney to Tampa lay over. There is currently another one of these exact runs in place in Tampa. Can't be one-way freight as Company claims if they're already running an exact same run from Tampa to Gaffney to Tampa.

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