

PROBLEM	CONTRACT REFERENCES	IN ADDITION TO GENERAL MAKE WHOLE REMEDY, REQUESTED REMEDY SHOULD INCLUDE AT LEAST:
MANAGEMENT FAILS TO CONVERT PTR OR PTF BY AUGUST 27, 2011	1) MOU Re: NTFT Duty Assignments 2) APWU/USPS Q&A #25 and #26 dated 6-28-11 3) JCIM, Article 7, page 6 (REMEDIES) 4) Article 37.4 No provision for unencumbered NTFT	Make the affected clerk whole using remedy from JCIM Article 7, page 6. NOTE: Clerk was entitled to conversion to unassigned FTR - unassigned NTFT is inappropriate (see below)
MANAGEMENT IMPROPERLY CONVERTS PTR OR PTF INTO A NTFT DUTY ASSIGNMENT WITHOUT FIRST POSTING JOB FOR BID	1) Art 37.3.A.1 requires all newly created "duty assignments" to be posted for bid. 2) Article 37.1.H definition of "residual vacancy" 3) No reference anywhere in CBA to involuntary assignment to anything other than residual NTFT. 4) All references in NTFT MOU (pp 188-189) concern assignment to "residual" NTFT assignments	For Assigned Employee: 1) Out of Schedule Premium 2) Guarantee on any days of less than 8 hours 3) Postal OT for any hours in excess of 8 / 40 Post duty assignment and "make whole" remedy for successful bidder.
MANAGEMENT IMPROPERLY CONVERTS PTR OR PTF INTO A NTFT SCHEDULE AS AN UNASSIGNED REGULAR	1) NTFT MOU refers to "NTFT duty assignments"; there is no mention of "NTFT employees." 2) Art 37.3.A.1 requires all newly created "duty assignments" to be posted for bid. 3) No reference in CBA or NTFT MOU to involuntary assignment to anything other than residual NTFT.	For Assigned Employee: 1) Out of Schedule Premium 2) Guarantee on any days of less than 8 hours 3) Postal OT for any hours in excess of 8 / 40 Post appropriate duty assignment within 120 days
MANAGEMENT FAILS TO RETURN FORMER CLERKS EXCESSED INTO OTHER (NON-APWU) CRAFTS WITHIN THE INSTALLATION BEFORE PERMITTING JUNIOR CLERKS TO BID (OR ASSIGNING UNENCUMBERED CLERKS)	1) Article 12.5.C.5.a. (5)	1) Out of schedule premium, guarantees, appropriate overtime and any out of pocket expense for employee denied return opportunity. 2) Out of schedule premium, guarantees, and appropriate overtime for employee improperly awarded the duty assignment.
MANAGEMENT FAILS TO PERMIT CLERKS EXCESSED FROM THE INSTALLATION TO EXERCISE THEIR RETREAT RIGHTS BEFORE PERMITTING JUNIOR CLERKS TO BID (OR ASSIGNING UNENCUMBERED CLERKS)	1) Article 12.5.C.5.b. (6) 2nd paragraph 2) JCIM, Article 12, pages 14-15 3) Article 37.3.B.1 4) ELM 438	1) Out of schedule premium, guarantees, appropriate overtime, and other possible entitlements (such as travel pay or per diem) for employee denied return opportunity. 2) Out of schedule premium, guarantees, and appropriate overtime for employee improperly awarded the duty assignment.

PROBLEM	CONTRACT REFERENCES	IN ADDITION TO GENERAL MAKE WHOLE REMEDY, REQUESTED REMEDY SHOULD INCLUDE AT LEAST:
MANAGEMENT FAILS TO INCLUDE ALL RESIDUAL CLERK CRAFT DUTY ASSIGNMENTS (INCLUDING THOSE CURRENTLY WITHHELD) WITHIN THE DISTRICT (OR 100 MILE RADIUS) ON THE SEPTEMBER 2011 eREASSIGN POSTING	1) MOU Re: Minimizing Excessing (page #193 tentative CBA) 2) MOU Re: Transfer Opportunities to Minimize Excessing, Para 7. (pp. #211-214 tentative CBA) 3) ELM 438	1) Post vacancy for eReassign transfer opportunity immediately 2) Cease and desist any involuntary excessing until completed 3) Make successful requestor of transfer whole for any delay (e.g., out-of schedule, guarantees, OT, etc.) 4) Make any involuntarily excessed employee(s) whole (e.g, out-of schedule, guarantees, OT, out-of-pocket expense, travel pay, per diem, etc.)
MANAGEMENT FAILS TO INCLUDE ALL RESIDUAL CLERK CRAFT DUTY ASSIGNMENTS WITHIN THE DISTRICT (OR 100 MILE RADIUS) ON SUBSEQUENT eREASSIGN POSTINGS	1) MOU Re: Transfer Opportunities to Minimize Excessing, Para 7. (pp. #211-214 tentative CBA) 2) ELM 438	1) Post vacancy for eReassign transfer opportunity immediately 2) Cease and desist any involuntary excessing until completed 3) Make successful requestor of transfer whole for any delay (e.g., out-of schedule, guarantees, OT, etc.) 4) Make any involuntarily excessed employee(s) whole (e.g, out-of schedule, guarantees, OT, out-of-pocket expense, travel pay, per diem, etc.) 5) Make whole remedy for any employee improperly awarded the duty assignment
MANAGEMENT IMPROPERLY INCLUDES DUTY ASSIGNMENTS WHICH ARE NEITHER RESIDUAL NOR WITHHELD ON THE SEPTEMBER 2011 OR SUBSEQUENT eREASSIGN POSTINGS	1) Art 37.3.A. requires all newly created or vacant "duty assignments" to be posted for bid. 2) Article 37.1.H definition of "residual vacancy" 3) MOU Re: Transfer Opportunities to Minimize Excessing, Para 7. (pp. #211-214 tentative CBA) 4) ELM 438	1) Properly post the duty assignment for bid and award 2) Make the successful bidder whole. 3) Make any employee improperly awarded transfer whole, including out-of schedule, OT, guarantees, and out-of-pocket expense, travel pay, per diem, etc.
MANAGEMENT REFUSES TO CONVERT PTFs IN OFFICES LEVEL 20 AND BELOW INTO RESIDUAL VACANCIES AFTER COMPLETION OF THE SUBSEQUENT eREASSIGN POSTING	1) Article 37.5.A requires that residual vacancies be made available for PTF preferencing within 28 days if they are not withheld. 3) JCIM, Article 7, page 6 (REMEDIES)	1) Make the appropriate PTF whole using the JCIM remedy.