



Mr. Gary Kloepfer
Assistant Director A
Maintenance Division
American Postal Workers Union,
AFL-CIO
1300 L Street, NW
Washington, DC 20005-4128

RE: J00T-1J-C 02235298
Class Action
Detroit MI 55401-9997

Dear Mr. Kloepfer:

Recently, we met to discuss the above captioned grievance at the fourth step of our contractual grievance procedure.

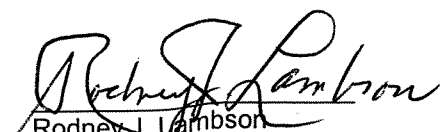
The issue in this grievance is whether the Postal Service violated the National Agreement when it subcontracted out bargaining unit work under the Occupational Safety and Health Act (OSHA) Equipment Enhancement Project.

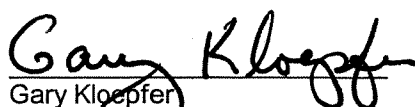
After reviewing this matter the parties mutually agree that no national interpretive issue is fairly presented in this case. Whether or not there is a subcontracting violation can only be resolved based on the application of the particular fact circumstances involved. Modifications made under the OSHA Equipment Enhancement Project at the Detroit BMC were site specific, and as such, decisions were made locally regarding the subcontracting of these modifications.

Accordingly, the parties agree to remand this case to the parties at Step 3 for further processing including arbitration if appropriate. If this case were withdrawn from regional arbitration prior to referral to Step 4, it will be returned to the same stage of arbitration before the same arbitrator in accordance with the Memorandum of Understanding entitled "Step 4 Procedures."

Please sign and return the enclosed copy of this decision as your acknowledgment of agreement to remand this case. Time limits at Step 4 were extended by mutual consent.

Sincerely,


Rodney J. Lambson
Labor Relations Specialist
Contract Administration


Gary Kloepfer
Assistant Director A
Maintenance Division
American Postal Workers Union,
AFL-CIO

Date: 7/30/03