

Award No. 452

Docket No. 446

2-Va-EW-'40

**NATIONAL RAILROAD ADJUSTMENT BOARD
SECOND DIVISION**

PARTIES TO DISPUTE:

**SYSTEM FEDERATION NO. 40, RAILWAY EMPLOYES'
DEPARTMENT, A. F. OF L. (ELECTRICAL WORKERS)**

THE VIRGINIAN RAILWAY COMPANY

DISPUTE: CLAIM OF EMPLOYES: That much work that the agreement says shall be done by electricians is now being performed by electrician helpers and others in and around Princeton, W. Va. shops and elsewhere over the system; that the senior furloughed electrician, namely, E. R. Belcher, should be compensated for all time worked by both helpers and others on tasks clearly classified as electricians' work by the existing agreement.

EMPLOYES' STATEMENT OF FACTS: That while management held electricians off on furlough, their work was assigned to other employees as follows:

Electrician helpers were and are now required to prepare, cut, bend and fit thread and apply conduit on locomotives in the shops and elsewhere on the property. The pulling in of wire through said conduit, the splicing and connecting of said wiring, the removal, dismantling and repairing, re-assembling and applying of headlight generators and the adjustment of headlight generator governors. The cutting, running and attaching of cab lights, wires, drop cords, light sockets, reflectors, shields and switches and all other electric work on both steam and electric locomotives, that is done at Princeton, W. Va., is now being performed by helpers who also repair, splice and attach all parts of extension cords, welders' lines and equipment, and in addition to above repairs, Electric Shop Foreman E. A. Stecker is used to maintain all necessary repairs to power house generators, motors, rheostats, condensers, switches, switchboards and other power house electrical equipment. No other electrician is assigned to make repairs or adjustments thereto, on either the second or third trick, but Foreman Stecker makes all repairs during these shifts, and in addition to the foregoing, others than electricians are assigned to electricians' work elsewhere on the system while electricians remain furloughed.

POSITION OF EMPLOYES: Having above mentioned and other electricians' work performed by other than electricians is a direct violation of Rule 93 of the existing agreement, which is a jurisdiction of work rule covering electricians' work and reads as follows:

"Electricians' work shall include electric wiring, maintaining, repairing, rebuilding, inspecting, and installing of generators, switchboards, meters, motors and control, rheostats and control, static and rotary transformers, motor generators, electric headlights and head-

The carrier contends that inasmuch as Rule 26 hereinbefore quoted and relied upon by the employes, is not applicable to this claim and there is no rule in the existing agreement that obligates the carrier to call furloughed employes, the claim should be denied.

FINDINGS: The Second Division of the Adjustment Board, upon the whole record and all the evidence, finds that:

The carrier or carriers and the employe or employes involved in this dispute are respectively carrier and employe within the meaning of the Railway Labor Act, as approved June 21, 1934.

This Division of the Adjustment Board has jurisdiction over the dispute involved herein.

The parties to said dispute were given due notice of hearing thereon.

The record shows that electricians' work was being performed by others than electricians while E. R. Belcher was furloughed.

AWARD

The claim shall be disposed of in accordance with the provisions of Rules 16, 26 and 28 of the current agreement and Electrician E. R. Belcher paid for time lost where junior electricians, helpers, or employes not included in the agreement performed work included in Rule 93.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Second Division

ATTEST: J. L. Mindling
Secretary

Dated at Chicago, Illinois, this 30th day of April, 1940.