

Award No. 3609
Docket No. 3336
2-C&NW-SMW-'60

NATIONAL RAILROAD ADJUSTMENT BOARD

SECOND DIVISION

The Second Division consisted of the regular members and in addition Referee Mortimer Stone when the award was rendered.

PARTIES TO DISPUTE:

SYSTEM FEDERATION NO. 12, RAILWAY EMPLOYEES' DEPARTMENT, A. F. of L.—C. I. O. (Sheet Metal Workers)

CHICAGO AND NORTH WESTERN RAILWAY COMPANY

DISPUTE: CLAIM OF EMPLOYEES:

1. That the Sheet Metal Workers in the California Coach Yards of the Chicago & North Western Railway have been unjustly damaged since August 27, 1957 due to the Carrier contracting out repair work on Waukesha Ice Engines and generators to an outside concern not covered by the current working agreement.

2. That accordingly the Carrier be ordered to:

- (a) Cease using others than Sheet Metal Workers to perform work contained in the classification rule of the Sheet Metal Workers.
- (b) Compensate the claimants at straight time pay for a total of one hundred and eighteen (118) hours.

EMPLOYEES' STATEMENT OF FACTS: Prior to March 18, 1957, and since 1936, the carrier maintained a Waukesha repair shop at California Avenue Coach Yard, in which all Waukesha Ice Engines and Waukesha Generators were overhauled in their entirety by federated craft employes, where the sheet metal workers performed sheet metal work on the above mentioned units to a completion. The work consisting of the following:

“Washing block of engines and radiators, repair radiators, repair bracket and frame of unit, rebuild ensign valve. Remove and repair all pipes and tubing, remove and repair shroud for engine fan, check valves on compressor, straighten condensor ends, fins and grills, remove and repair muffler, remove and repair compressor, all gauges, Renew if necessary.

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.

Parties to said dispute were given due notice of hearing thereon.

This claim involves similar agreement and the same facts and contentions as considered in Award No. 3608 of this Division and like award should follow here.

AWARD

Claim remanded to the property for determination of pertinent facts.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of SECOND DIVISION

ATTEST: Harry J. Sassaman,
Executive Secretary

Dated at Chicago, Illinois, this 9th day of December 1960.