

Award No. 4285
Docket No. 4447
2-SP(PL)-MA-'63

NATIONAL RAILROAD ADJUSTMENT BOARD
SECOND DIVISION

PARTIES TO DISPUTE:

**SYSTEM FEDERATION NO. 114, RAILWAY EMPLOYEES'
DEPARTMENT, A. F. of L. — C. I. O. (Machinists)**

SOUTHERN PACIFIC COMPANY (PACIFIC LINES)

DISPUTE: CLAIM OF EMPLOYEES:

1. That under the current agreement the carrier's arbitrary unauthorized action in contracting-out the work of repairs to tires and tubes on automotive equipment during the period of January 15, 1962 to February 2, 1962, inclusive, to an outside firm identified as Good-year Tire Service, Oakland, California, was improper, in violation of the collective bargaining contract.

2. That accordingly, the carrier be ordered to additionally compensate Motor Car Mechanic L. E. Aikman (hereinafter referred to as claimant), in the amount of sixteen (16) hours at pro rata rate of pay for the period referred to above, account carrier depriving claimant and other mechanics subject to the terms of the parties' contract the right to perform work coming within the scope and intentment of said contract, when the work referred to hereinabove was contracted to, and was performed by employees of the above named firm not subject to any provisions of the controlling agreement.

STATEMENT: The above question was submitted to the Second Division of the National Railroad Adjustment Board by the above referred to organization in ex parte form, hearing thereon was waived, and the Division is now in receipt of a request from the employees that the case be withdrawn.

AWARD

Claim dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of SECOND DIVISION

ATTEST: Harry J. Sassaman
Executive Secretary

Dated at Chicago, Illinois, this 22nd day of July 1963.