

required electrical work on March 1, 1973, and that the additional work was Signalmen's work handled by the Signal Department.

The Organization contends that "electrical work" was done at Dallerup on March 29, 1973, by Signal Maintainer N. D. King. The work in question, the Organization contends, based on Electrician Van Horn's written statement (Employee Exhibit "K") was: "...I was sent to Dallerup Yard to remove and relocate the service entrance from the building housing signal equipment". Carrier demonstrated by payroll records that Mr. Van Horn had performed electrical work at Dallerup on March 1, 1973. Carrier contends that the work done on March 29, 1973 by a Signalman was that of connecting the service into the signal case, Mr. Van Horn having previously relocated (on March 1, 1973) the meter loop and 110 volt line (see Employees Exhibit "M"). The Carrier contends that this work by the Signal Crew of connecting the service into the signal case has been historically performed by the Signal Department (see Employees Exhibit "M"). The Organization does not deny that such is the practice on this railroad. Local Chairman Wooldridge's statement (Employee Exhibit "O") adds no probative evidence concerning the nature of the work actually performed on March 29, 1973. Nor does the Employee's Rebuttal analysis of Carrier's Exhibit "E-1" add probative evidence to demonstrate that a signalman did "remove and relocate the service entrance from the building housing signal equipment", the Organization's view of the facts, as opposed to the Carrier's view of the facts that the Signal Crew merely connected the service into the signal case.

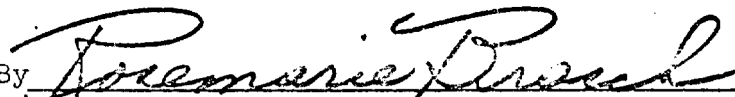
We are confronted with conflicting evidence concerning the basic facts put forward by the Organization in support of the instant claim. After a thorough examination of the entire record, we cannot resolve this conflict. The record just does not furnish any basis for resolving the conflict of fact and this Board has repeatedly adhered to the principle that it is not the province of this Board to weigh conflicting evidence. Consequently we must find that the petitioning Organization has failed to satisfy its burden of proof by a preponderance of substantial evidence. Claim dismissed.

A W A R D

Claim dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Second Division

Attest: Executive Secretary
National Railroad Adjustment Board

By 
Rosemarie Brasch - Administrative Assistant

Dated at Chicago, Illinois, this 2nd day of May, 1975.