

NATIONAL RAILROAD ADJUSTMENT BOARD
SECOND DIVISIONAward No. 11599
Docket No. 11137-T
88-2-85-2-272

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

PARTIES TO DISPUTE:

(Brotherhood Railway Carmen of the United States and Canada
(Chicago and North Western Transportation Company

STATEMENT OF CLAIM:

1. Carmen Jim Grice, Terry Ligas, Ron Thomas, Ray Whitehurst, Mike Frommelt, Mark Wood, Bobby Lee Haworth, Don Monaghan and Kenny Lawrence were deprived of work and wages to which entitled when the Chicago and North Western Transportation Company violated the controlling agreement when it improperly assigned train crews to perform carmen's work of coupling air hoses and making terminal air brake test on October 11, 12, 15, 16, 17, 19, 20 and 27, 1984.

2. That the Chicago and North Western Transportation Company be ordered to compensate Carmen Claimants as follows:

Jim Grice	October 11, 1984
Terry Ligas	October 12, 1984
Ron Thomas	October 15 and 17, 1984
Ray Whitehurst	October 16, 1984
Mike Frommelt	October 16, 1984
Mark Wood	October 11, 1984
Bobby L. Haworth	October 19, 1984
Don Monaghan	October 20, 1984
Kenny Lawrence	October 27, 1984

Claim is made for two (2) hours and forty (40) minutes at the time and one-half rate of pay for the above listed dates.

Jim Grice October 12, 1984

Claim is made for eight (8) hours at the time and one-half rate of pay for the above listed date.

FINDINGS:

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

The carrier or carriers and the employee or employees involved in this dispute are respectively carrier and employees 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 waived right of appearance at hearing thereon.

As Third Party in Interest, the United Transportation Union was advised of the pendency of this dispute, but chose not to file a Submission with the Division.

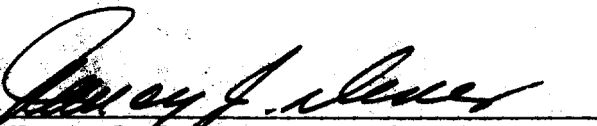
The reasoning and decision contained in Second Division Award 11295 applies to the instant dispute.

A W A R D

Claim denied.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Second Division

Attest:


Nancy J. Dover - Executive Secretary

Dated at Chicago, Illinois, this 9th day of November 1988.