

**Award No. 2193  
Docket No. 2018  
2-AT&SF-EW-'56**

**NATIONAL RAILROAD ADJUSTMENT BOARD**

**SECOND DIVISION**

**The Second Division consisted of the regular members and in addition Referee Adolph E. Wenke when the award was rendered.**

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**PARTIES TO DISPUTE:**

**SYSTEM FEDERATION NO. 97, RAILWAY EMPLOYES'  
DEPARTMENT, A. F. of L. (Electrical Workers)**

**THE ATCHISON, TOPEKA AND SANTA FE RAILWAY  
COMPANY (Coast Lines)**

**DISPUTE: CLAIM OF EMPLOYES:**

1. That under the current applicable Agreement the Carrier improperly assigned others than San Bernardino Shop Electrical Workers to make electrical repairs to trolley wires, electric feeders to crane motors, erecting bay, San Bernardino Shops, consisting of the removal of the old trolley wires and installing new trolley wires, electric feeders to crane motors, November 6 and 7, 1954, 7:00 A. M. to 11:30 A. M.; 12:00 Noon to 3:30 P. M., San Bernardino Shops, San Bernardino, California.

2. That accordingly, the Carrier be ordered to pay San Bernardino Shop Electrical Workers, T. H. Shorey, F. A. Servatius, C. F. Fuller, E. M. Gatlin, O. W. Hicks, J. D. Rawls and W. N. Hoar, for the aforesaid time consumed in this work in violation of contract, eight (8) hours Saturday, November 6, 1954 and eight (8) hours Sunday, November 7, 1954, at the applicable time and one-half rate.

**EMPLOYES' STATEMENT OF FACTS:** Electrical Workers T. H. Shorey, F. A. Servatius, C. F. Fuller, E. M. Gatlin, O. W. Hicks, J. D. Rawls and W. N. Hoar, hereinafter referred to as the claimants, are hourly rated employes, regularly employed by the Atchison, Topeka and Santa Fe Railway System, hereinafter referred to as the carrier, Monday through Friday, rest days Saturday and Sunday, in the mechanical department in the San Bernardino Shop electrical department as construction, maintenance and repair electrical workers, on electrical equipment shops, yards, stationary and rolling stock, San Bernardino, California.

On Saturday and Sunday, November 6 and 7, 1954, the carrier assigned shop extension department electrical workers to perform electrical work on the aforementioned San Bernardino Shop electrical equipment, the removal of

It has been established that:

- 1) Rule 29(a), referred to by the employes, has no significance in this dispute. Shop extensions electrical workers are regularly assigned and have seniority at the point.
- 2) Memorandum of agreement July 17, 1944 did not contemplate transferring any work from the shop extensions department other than that performed on diesel locomotives.
- 3) Last phrase of first sentence, letter signed A. B. Young, August 1, 1944, referred only to shop or bench work on motors, such work being performed elsewhere than at the machine or equipment from which removed, and that letter is not pertinent to this dispute.
- 4) Work of this nature was regularly performed by shop extensions electrical workers prior to August 15, 1944. (The organization's unsuccessful attempt to prove the July 17, 1944 agreement authorized a change in the handling of such work is their admission that prior to that date it was performed by shop extensions electrical forces).
- 5) It was proper that shop extensions electrical forces perform the work involved in this dispute.
- 6) The work involved in this dispute is not "motor maintenance" as was relied upon by the organization to support its case.

**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.

This claim involves the same type of work and the identical question as in Docket 2017 except for the dates on which the work was performed and the individuals for whom the claim is made. The work herein involved was performed on Saturday and Sunday, November 6 and 7, 1954 and the claim is for seven (7) named Shop force electrical workers.

What was held in our Award 2192, based on Docket 2017, is here applicable and controlling. In view thereof the claim must be denied.

#### AWARD

Claim denied.

NATIONAL RAILROAD ADJUSTMENT BOARD  
By Order of SECOND DIVISION

ATTEST: Harry J. Sassaman  
Executive Secretary

Dated at Chicago, Illinois, this 1st day of August, 1956.