

Award No. 2853

Docket No. 2805

2-IC-EW-'58

NATIONAL RAILROAD ADJUSTMENT BOARD

SECOND DIVISION

The Second Division consisted of the regular members and in addition Referee D. Emmett Ferguson when the award was rendered.

PARTIES TO DISPUTE:

**SYSTEM FEDERATION NO. 99, RAILWAY EMPLOYEES'
DEPARTMENT, AFL-CIO (Electrical Workers)**

ILLINOIS CENTRAL RAILROAD COMPANY

DISPUTE: CLAIM OF EMPLOYEES: That under the current agreement the Carrier improperly assigned other than electrical workers of the Maintenance of Equipment Department to perform work on the fire alarm system in Burnside Shops and maintaining lights in the Paint Shop at Burnside Shops under dates of July 10th, 1956 and August 6, 1956, thereby damaging electrical workers of the Maintenance of Equipment Department in the amount of twenty-four man hours of work and that, accordingly,

The following regularly employed employes of the Carrier of the Maintenance of Equipment Department be compensated at the applicable time and one-half rate for each man hour worked which they were entitled to perform under the applicable rules of the current agreement.

**L. J. Peck
J. T. Ficek**

**J. Poerkert
P. J. Medrano**

EMPLOYEES' STATEMENT OF FACTS: The carrier assigned Maintenance of Way electricians covered by the Section B agreement to perform electrical work inside of buildings on the grounds at Burnside Shops, Chicago, Ill. This work was done on the fire alarm system of Burnside Shops and maintaining lights in the paint shop at Burnside Shops.

Claimant employes of the Maintenance of Equipment Department are employed by the carrier and hold seniority as such.

The dispute was handled with carrier officials designated to handle such affairs who all declined to adjust same.

The agreement effective April 1, 1935, as subsequently amended, is controlling.

“Chicago, Illinois
October 10, 1957

Mr. R. E. Lorentz:

As Superintendent Communication and Electrical Engineer, I have general supervision and jurisdiction over electrical construction, installation, and maintenance on fixed property on the Illinois Central Railroad, and in the performance of this responsibility, I report to the Engineer, Maintenance of Way.

In July and August, 1956, electricians of the Maintenance of Way and Structures Department performed maintenance to the fire alarm system and electrical lighting fixtures at Burnside Shop. The maintenance of fixed property in the shop buildings at Burnside is the responsibility of and under the jurisdiction and supervision of the Maintenance of Way and Structures Department.

/s/ P. B. Burley
Superintendent Communication and
Electrical Engineer

SEAL

Subscribed and sworn to before me at
Chicago, Illinois, this 10th day of
October, 1957.

/s/ Narcie J. Sedlacek
Notary Public
10813 South Vernon Avenue

My commission expires September 7, 1960.”

On the claim dates the work in question was performed by one electrician and one electrician helper. There was no need or requirement that two electricians were necessary as implied by the employes in their statement of claim requesting penalty time for four electricians.

The work of maintaining the fire alarm system was properly performed by Maintenance of Way electricians. The work of replacing burned out light bulbs is work that does not accrue exclusively to either craft and may properly be assigned to Maintenance of Way electricians. As stated in Award 2932, Third Division:

“The replacement of a burned out electric light bulb in a train order signal light requires no special skill. It is just as commonplace as the replacing of a defective electric light bulb in one's home. It is not recognized as the attribute of any particular trade or profession. It is a routine function which anyone could well perform.”

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 dispute is identical to that handled in our Docket No. 2804, Award No. 2852 with the exception that here it appears that in addition to fire alarm maintenance some light bulbs were replaced. The conclusion herein should be on the same basis as previously announced in our Award No. 2852.

AWARD

Claim remanded as per findings.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of SECOND DIVISION

ATTEST: Harry J. Sassaman
Executive Secretary

Dated at Chicago, Illinois, this 13th day of May, 1958.