

Award No. 4823

Docket No. 4673

2-GN-CM-'66

**NATIONAL RAILROAD ADJUSTMENT BOARD
SECOND DIVISION**

**The Second Division consisted of the regular members and in
addition Referee Howard A. Johnson when award was rendered**

PARTIES TO DISPUTE:

**SYSTEM FEDERATION NO. 101, RAILWAY EMPLOYEES'
DEPARTMENT, A. F. OF L. - C. I. O. (Carmen)
GREAT NORTHERN RAILWAY COMPANY**

DISPUTE: CLAIM OF EMPLOYEES:

1. That other than the regularly assigned wrecking crew were improperly used to perform wrecking service on January 5, 1963.

2. And that, accordingly, the Carrier be ordered to compensate Carmen Jule Barnes, Don Rygh and J. P. Johnson in the amount of 4½ hours each, at the time and one-half rate account of said violation.

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.

Parties to said dispute waived right of appearance at hearing thereon.

This claim is identical with that in Award 4821, involving the same Agreement, in that carmen from the overtime call list were used instead of the regularly assigned wrecking crew to perform rerailling service outside of yard limits when a derrick was not needed.

A W A R D

Claim denied.

**NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of SECOND DIVISION**

ATTEST: Charles C. McCarthy
Executive Secretary

Dated at Chicago, Illinois, this 11th day of March, 1966.

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