

The Second Division consisted of the regular members and in addition Referee Herbert L. Marx, Jr. when award was rendered.

Parties to Dispute: (International Association of Machinists
(and Aerospace Workers
(
(Southern Pacific Transportation Company

Dispute: Claim of Employees:

1. That the Carrier violated Rules 33 (a), 57 and Memorandum "A" of the current controlling Agreement when it assigned electricians Hoppis and Hanaway to remove broken auxiliary generator mount bolts by drilling out and tapping bolt holes for new mount bolts on unit 4308 on October 29, 1975 at 5:00 P.M. in the Roseville Diesel Shops.
2. That, accordingly, the Carrier be ordered to pay Machinists F. Munoz and L. Nemeses (hereinafter referred to as Claimants) each an additional five (5) hours compensation for electricians Hoppis and Hanaway performing Machinists work.

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.

The Organization claims that employes of its craft should have been assigned to the work described in the Claim, and that the Carrier violated the Agreement in assigning the work to Electricians.

The record indicates that Electricians have performed this work over a period of twenty years.

Both the Organization and the International Brotherhood of Electrical Workers are signatories to "Memorandum 'A'", a Memorandum of Agreement signed on April 17, 1942. Memorandum "A" reads in part:

"... in order to avoid confusion at the local points and provide an orderly determination of the items of work not specifically stated in the 'Classifications of Work' and other Rules of the several crafts, it is agreed that existing practices will be continued, unless and until otherwise decided by conference and negotiations between the General Chairman involved, and the General Superintendent of Motive Power, for purpose of uniformly applying such decision wherever necessary on the railroads..."

The Board finds that this dispute is typically one calling for discussion and possible resolution under the terms of Memorandum "A". The Board finds further that such procedure has not been followed as yet by the Organization.

Award No. 7218, and the several cases referred to therein, are in direct point to this dispute.

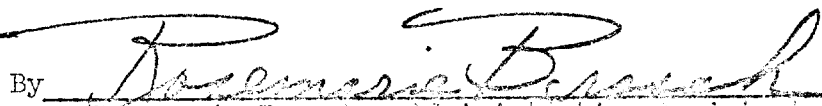
In the absence of compliance with Memorandum "A", the dispute is not properly before the Board for resolution.

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 24th day of February, 1978.