

The Second Division consisted of the regular members and in addition Referee Robert G. Williams when award was rendered.

Parties to Dispute: (System Federation No. 6, Railway Employees'
(Department, A. F. of L. - C. I. O.
((Carmen)
(Chicago, Rock Island and Pacific Railroad Company

Dispute: Claim of Employees:

- (1) That under the current Agreement the Carrier improperly assigned section employees to perform Carmens work at Verdon, Oklahoma on November 26 and 28, 1975.
- (2) That accordingly the Carrier be ordered to compensate Carmen T. W. Mowery, J. R. Hix, C. L. Clyburn and R. E. Crump sixteen (16) hours pay each at the time and one half rate.

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 employees 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 Board has reviewed the work involved in this case and finds that such work falls within the scope of the carmen's classification of work rule. This work is expressly covered by the "dismantling" provisions of the rule. The mere fact that the cars were removed from the Carrier's records as "rolling stock" does not change the scope of the Carmen's classification of work rule. The Claim therefore must be sustained.

A W A R D

Claim sustained at the pro rata rate.

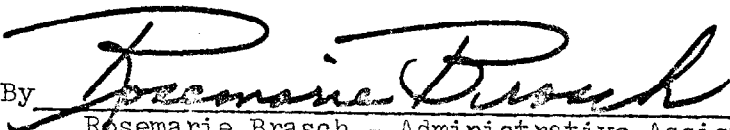
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Award No. 7739
Docket No. 7354-T
2-CRI&P-CM-'78

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 29th day of November, 1978.