

**NATIONAL RAILROAD ADJUSTMENT BOARD
SECOND DIVISION**

**Award No. 13107
Docket No. 12913-T
97-2-94-2-81**

The Second Division consisted of the regular members and in addition Referee Robert M. O'Brien when award was rendered.

**(Brotherhood of Railway Carmen, Division of
(Transportation Communications International Union**
PARTIES TO DISPUTE:(
**(CSX Transportation, Inc. (former Baltimore and
(Ohio Railroad Company)**

STATEMENT OF CLAIM:

"Claim of the Committee of the Union that:

- 1. That the Carrier violated Rule 138; of the controlling Agreement as revised and reprinted January 1, 1980, on February 28, 1992 when Carmen's Classification of work was performed by a Machinist Helper.**
- 2. That the Carrier be ordered to pay Carman D. L. Mills the amount of two (2) hours and forty (40) minutes call time."**

FINDINGS:

The Second Division of the Adjustment Board, upon the whole record and all the evidence, finds that:

The carrier or carriers and the employee or employees involved in this dispute are respectively carrier and employee 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 were given due notice of hearing thereon.

As Third Party in Interest, the International Association of Machinists and Aerospace Workers was advised of the pendency of this dispute and chose to file a Submission with the Board.

On February 28, 1992, Carman Z. Whitlock was instructed to remove and replace a coupler on Engine 6016 in the Roundhouse of pit 6 at the Carrier's Locomotive Shop in Cumberland, Maryland. Carman Whitlock requested assistance replacing the coupler and a Machinist Helper was assigned to assist him. It took Carman Whitlock approximately one hour to replace the coupler. The Machinist Helper remained with Carman Whitlock while he installed the coupler.

The Organization contends that the work performed by the Machinist Helper was work reserved exclusively to Carmen by Classification of Work Rule 138, but this Board must respectfully disagree. The Machinist Helper assisted Carman Whitlock with carrying and lifting a knuckle. However, the installation was performed by Carman Whitlock. The task of lifting a knuckle is a simple task that does not require any special skills or training. It is not the type of work generally recognized as Carmen's work, nor has it been performed exclusively by Carmen on this property.

The Carrier estimated that the actual time expended by the Machinist Helper in carrying and lifting the knuckle was no more than 15 minutes although he elected to remain with Carman Whitlock for the hour it took him to replace the knuckle on Engine 6016. There is no evidence in the record to refute this estimate. Accordingly, a Carman would not have been called to perform such de minimis work even if lifting and carrying a knuckle was considered exclusive Carmen's work. The claim must therefore be denied.

AWARD

Claim denied.

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ORDER

This Board, after consideration of the dispute identified above, hereby orders that an award favorable to the Claimant(s) not be made.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Second Division

Dated at Chicago, Illinois, this 7th day of March 1997.