

**NATIONAL RAILROAD ADJUSTMENT BOARD  
SECOND DIVISION**

Award No. 13938  
Docket No. 13822  
NRAB-00002-070006  
(07-2-6)

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

**(Brotherhood Railway Carmen Division (BDCD)  
(Transportation-Communications International Union**  
**PARTIES TO DISPUTE: (**  
**(Springfield Terminal Railway Company (ST)**

**STATEMENT OF CLAIM:**

**"Claim of the Employees:**

- "1. That the Springfield Terminal Railway Company violated the terms of our current Agreement, in particular Rules 2.1 and 31.5 when they arbitrarily ordered three (3) Supervisors to perform work that accrues tom (sic) the Carmen Craft by Agreement.**
- "2. That, accordingly, the Springfield Terminal Railway Company be required to compensate Carmen William Reinsborough and Richard Nickless in the amount of four (4) hours for each of the eighteen (18) cars that these Supervisors repaired."**

**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.

On May 2, 2005 the Organization filed this claim. It argues that on April 24, 2005 Carrier officials changed brake shoes on cars at Rigby Yard, Portland, Maine.

The Carrier does not deny that officers of the Carrier performed Carmen's work on the claim date. However, it does argue that the time claimed is excessive.

After a review of the file this Board will award the Claimants twenty (20) hours at the straight time rate of pay to be shared equally among the Claimants.

### **AWARD**

Claim sustained in accordance with the Findings.

### **ORDER**

This Board, after consideration of the dispute identified above, hereby orders that an award favorable to the Claimant(s) be made. The Carrier is ordered to make the Award effective on or before 30 days following the postmark date the Award is transmitted to the parties.

NATIONAL RAILROAD ADJUSTMENT BOARD  
By Order of Second Division

Dated at Chicago, Illinois, this 27th day of March 2008.