

NATIONAL RAILROAD ADJUSTMENT BOARD

Third Division

PARTIES TO DISPUTE:

**BROTHERHOOD OF RAILWAY AND STEAMSHIP CLERKS, FREIGHT
HANDLERS, EXPRESS AND STATION EMPLOYES
THE DENVER AND RIO GRANDE WESTERN RAILROAD COMPANY**

DISPUTE.—"Claim of senior cut-off employees in Group 2 of Salida, Colo., Master Mechanic's seniority district, for one day's pay, December 1st, 1934, and each date thereafter, account other than employees coming under the Clerk's Agreement performing duties of former second-trick engine-dispatcher position."

FINDINGS.—The Third Division of the Adjustment Board, upon the whole record and all the evidence, finds that:

The carrier and the employees involved in this dispute are respectively carrier and employees 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.

The parties to said dispute were given due notice of hearing thereon.

The following statement of facts is jointly certified by the parties, and the Third Division so finds:

"Effective Dec. 1, 1934, the position of second-trick engine dispatcher, with assignment 4 P. M. to 12 M. at the Salida engine house, was abolished, and the work of calling engine and train crews during the period 7 A. M. to 1 P. M. was thereafter performed by engine-house foremen, mechanical employees, and yard-office clerks.

"This claim is for \$4.47 each day."

An agreement bearing effective date of February 1, 1926, exists between the parties, and claim is based upon the "Scope" and "Seniority" rules thereof.

In the month of February 1935 there were fourteen (14) days on which no crews were called between 7:00 A. M. and 1:00 P. M., and during the entire month a total of only twenty-three (23) hours and fifteen (15) minutes were spent in calling engine and train crews.

AWARD

Claim denied.

By Order of Third Division:

NATIONAL RAILROAD ADJUSTMENT BOARD.

Attest:

H. A. JOHNSON,
Secretary.

Dated at Chicago, Illinois, this 30th day of August 1935.