

NATIONAL RAILROAD ADJUSTMENT BOARD

Third Division

Lloyd K. Garrison, Referee

PARTIES TO DISPUTE:

ORDER OF SLEEPING CAR CONDUCTORS

THE PULLMAN COMPANY

DISPUTE.—

"Conductor T. M. Allen, Birmingham District, claims pay for the following time held for service: 2 hours and 5 minutes at Durham, N. C., Oct. 9 and 5 hours and 30 minutes at Knoxville, Tenn., Oct. 16, 1932. He has received no pay for these two periods of service."

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

The Carrier and the Employee 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.

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

The case being deadlocked, Lloyd K. Garrison was called in as Referee to sit with the Division as a member thereof.

There is in evidence the Pullman Company Rules Governing Working Conditions for Conductors, effective December 16, 1923, and Mediation Agreement of March 1st, 1928.

The service performed was as follows:

	Carrier	
	Paid	Credited
10- 8-32 Left Birmingham 5:45 P. M. special service.	-----	16 hrs. 15 mins. service.
10- 9-32 Arrived Durham 2 P. M.	-----	2 hrs. 5 mins. held for
Left Durham 4:05 P. M. deadhead on pass.	} 2 days service.....	{ service at Durham.
10-10-32 Arrived Birmingham 12:01 P. M. dead-	1 day deadhead pass..	15 hrs. 15 min. deadhead.
head on pass.		
Elapsed time 42 hrs. 16 mins.		
10-15-32 Left Birmingham 8:30 P. M. special service.	} 1 day.....	{ 11 hrs. 30 mins. service.
10-16-32 Arrived Knoxville 8 A. M. special service.		
		5 hrs. 30 mins. held for
		service.
10-16-32 Left Knoxville 1:30 P. M. deadhead on pass.	} 1 day.....	8 hrs. deadhead.
10-16-32 Arrived Birmingham 9:30 P. M.		
Elapsed time 25 hrs.		

The conductor's claim is for the two items of held for service set forth above. They do not appear to be included in any layover time otherwise paid for, and, therefore, on the principles already established in Docket PC-105, Award Number 259, of this Division should be allowed.

AWARD

Claim sustained.

By Order of Third Division:

NATIONAL RAILROAD ADJUSTMENT BOARD.

Attest:

H. A. JOHNSON, *Secretary.*

Dated at Chicago, Illinois, this 9th day of May 1936.