

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 19353
Docket Number SG-19427

Joseph E. Cole, Referee

PARTIES TO DISPUTE: (Brotherhood of Railroad Signalmen
(Missouri Pacific Railroad Company)

STATEMENT OF CLAIM: Claim of the General Committee of the Brotherhood of Railroad Signalmen on the Missouri Pacific Railroad Company:

On behalf of Signal Maintainer L. C. Irby, Jr. for 7.9 hours at his punitive rate of pay account called to help correct signal trouble at North Little Rock, 4:30 A.M. to 7:00 A.M., November 14, 1969, at 7:40 A.M. to 1:00 P.M., November 16, 1969.

[Carrier's File: B 225-5637]

OPINION OF BOARD: Claimants work was other than ordinary maintenance.

None of the work was done on his rest day, as designated.

Claimant is a monthly rated employee. Rule 600 c contemplates other than regular work may be done by a monthly rated employee without extra compensation.

In the current case, position and territory mean the same thing. The shift is not the controlling consideration.

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

That the parties waived oral hearing;

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;

That this Division of the Adjustment Board has jurisdiction over the dispute involved herein; and

That the Agreement was not violated.

A W A R D

Claim denied.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

ATTEST:

E. A. Killen
Executive Secretary

Dated at Chicago, Illinois, this 28th day of July 1972.