

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 20939
Docket Number CL-21118

William M. Edgett, Referee

(Brotherhood of Railway, Airline and Steamship
(Clerks, Freight Handlers, Express and Station
(Employees

PARTIES TO DISPUTE: (

(Seaboard Coast Line Railroad Company

STATEMENT OF CLAIM: Claim of the System Committee of the Brotherhood
(GL-7758) that:

(1) Carrier violated the Agreement between the parties November 4, 1973, when it permitted or required train service employees to perform duties which for many years by custom, practice and tradition have been performed by agency forces at Sanford, North Carolina.

(2) Carrier shall be required to compensate Agent W. P. Cox one call three (3) hours at time and one-half the pro rata rate November 4, 1973, for the violation aforesaid.

OPINION OF BOARD: The facts and circumstances presented in this claim are similar in all material respects to those found in Award 20938 and it must be denied for the reasons expressed in that Award.

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 Carrier did not violate the Agreement.

A W A R D .

Claim denied.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

ATTEST:

A. W. Paulsen
Executive Secretary

Dated at Chicago, Illinois, this 30th day of January 1976.