

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 21032
Docket Number SG-20746

Dana E. Eischen, Referee

PARTIES TO DISPUTE: { **Brotherhood** of Railroad Signalmen
{
(Terminal Railroad Association of St. Louis

STATEMENT OF CLAIM: Claim of the General **Committee** of the Brotherhood of Railroad Signalmen on the Terminal Railroad **Associa-**
tion of St. Louis:

On behalf of Vacation Relief **Signal** Maintainer B. A. Tipp for two hours and forty **minutes** at the **time** and one-half rate for Lead **Signal-**
man account of Maintenance of Way **employee** oiled switch plate6 and **points**
on **several switches** at the "Q" Tower **Interlocking** Plant, May 19, 1972.
[Carrier File: 013-311-15]

OPINION OF BOARD: This claim **seekspayment** of a call at the punitive rate **because a Maintenance Of Way employee assigned** to oil yard **switchesonMay19,1972 erroneously** applied oil al60 to **switch** plate6 and **points on several switches** at Carrier'6 Q-Tower Interlocking **Plant**. It **is** undisputed that interlocking switch plate6 and point.6 should **not** be lubricated **with** oil but rather with graphite and that the **Interlocking** Plant switches in question had been **graphited** by Claimant the day before on **May 18, 1972**. A6 a **result** of this error, the **switches** had to be cleaned and **re-graphited bySignalDepartment employees**.

Essentially, the Claimant urger that the **erroneous application** of oil violated the Signalmen's Agreement Scope Rule, a so-called "general" scope rule. In all of the peculiar **circumstances** of this particular case **we cannot** agree. **Oiling** graphite switches is not work reserved to Signalmen by the Scope Rule or by custom, practice and tradition; **though lubri-**
cating with graphite maybe. The former **is meaningless and mistaken** activity which in fact crested additional **work for employees** under the Signalmen'6 **Agreement** rather than depriving **Claimant** of work belonging to him, or diverting his work to another. **We** shall deuy the claim.

FINDINGS:The Third Division of the **Adjustment** Board, upon the whole **record** and all the evidence, find6 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, 6s approved June 21, 1934;

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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: A. W. Paulsen
Executive Secretary

Dated at Chicago, Illinois, this 15th day of April 1976.