

NATIONAL RAILROAD ADJUSTMENT BOARD

**THIRD** DIVISION

Award Number 21635  
Docket **Number SG-21662**

Joseph A. Sickles, Referee

PARTIES TO DISPUTE: (Brotherhood of Railroad Signalmen  
(Southern Railway Company

STATEMENT OF CLAIM: Claim of the General Committee of the Brotherhood  
of Railroad Signalmen on the Southern Railway  
Company et al.:

On behalf of J. L. Mitchell, Signal Maintainer, Lines West  
Seniority District, for six (6) hours straight time account Electrician  
Don **Feltman** loaded and hauled a signal mechanism from Meridian, Mississippi,  
to Tuscaloosa, Alabama, on March 14, 1975, to be installed by signal  
employees in that area.

/Carrier's file: **SG-1087**

OPINION OF BOARD: On the day in question, Carrier utilized the services  
of an individual not covered by this Organization's  
agreement to transport certain signal mechanism.

We have considered the facts of record and the contentions of  
the parties; and we have reviewed Third Division Awards 10613 and  
(particularly) 12188, which resolved disputes between these parties.  
It is our conclusion that the Awards cited above are precedent to this  
case and, accordingly, we will deny the claim.

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:

  
Executive Secretary

Dated at Chicago, Illinois, this 29th day of July 1977.