

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 24245
Docket Number SG-24300

Rodney E. Dennis, Referee

PARTIES TO DISPUTE: (Brotherhood of Railroad Signalmen
(Southern Pacific Transportation Company (Western Lines)

STATEMENT OF CLAIM: "Claim of the General Committee of the Brotherhood of Railroad Signalmen on the Southern Pacific Transportation Company (Pacific Lines):

On behalf of Salem, Oregon, Signal Gang #7 employees (Signal Foreman P. L. Fogarty, Leading Signalman J. C. Haugen, and Signalman D. W. White) for sixty-four hours each at their respective pro rata pay rate account on July 16, 1980, Carrier contracted with Santiam Trenching Company to dig in conduit pipes to be used for signal control and code line wire underground to eliminate pole line that had been used to support the wires and/or cables."

OPINION OF BOARD: We understand the conduit involved in this case to be a replacement of the communication pole-line formerly used to support both communications and signal circuit wiring. While the exact method of support differs, we are unable, from the record before us to determine that the controlling principle has changed. For that reason we will deny the instant claim, confining our decision strictly to this case.

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.

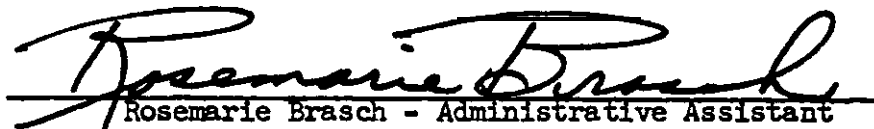
A W A R D

Claim denied.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

ATTEST: Acting Executive Secretary
National Railroad Adjustment Board

By


Rosemarie Brasch - Administrative Assistant

Dated at Chicago, Illinois, this 23rd day of March 1983.