

Award No. 11641

Docket No. CL-11565

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

(Supplemental)

John H. Dorsey, Referee

PARTIES TO DISPUTE:

**BROTHERHOOD OF RAILWAY AND STEAMSHIP CLERKS,
FREIGHT HANDLERS, EXPRESS AND STATION EMPLOYES**

SOUTHERN RAILWAY COMPANY

STATEMENT OF CLAIM: Claim of the System Committee of the Brotherhood that,

(a) The Carrier violated the Agreement when, in the seniority district of Machine Accounting Bureau, Atlanta, Georgia, it claimed to abolish positions titled Bookkeeping Machine Operator and transferred the work assigned to such positions to employees in another Seniority District.

(b) Claimant, Mrs. M. A. Reeves, and all other employees named in the Employees' Statement of Facts shall be compensated for the difference between what they have or may earn and what they would have earned had the Carrier not violated the Agreement in the manner set forth in Part (a) hereof. Claim to be effective sixty (60) days prior to October 14, 1958, and for each day thereafter that a like violation is allowed to occur.

EMPLOYEES' STATEMENT OF FACTS:

1. Waybills are documents prepared at the point of origin of a freight shipment by common rail carriers and which accompany a shipment from origin to destination. Upon delivery of a freight shipment, the local Agent of the destination carrier sends the waybill to the carrier's freight accounting office, where it serves as the source document for distribution of the freight revenue, derived from the carriage of the goods, to each carrier which has participated in the carriage of the freight from point of origin to destination. From the data contained on waybills, carriers' accounting officers prepare monthly statements of monies due all other carriers for their services in the carriage of goods delivered on the lines of the reporting carrier. The first step in such calculation of a final figure is the preparation of an "abstract" of the waybill. The abstract shows point of origin (and origin carrier) route, destination, waybill number, date of shipment, description of commodity carried, weight, rate, freight charges, consignor and consignee, and junction at which the freight is interchanged from one carrier to another.

(Exhibits not reproduced.)

OPINION OF BOARD: The issue and the parties in Docket No. CL-11324, Award No. 11640, are the same as herein.

For the reasons stated in Award No. 11640, which are incorporated herein by reference thereto, we will deny the Claim.

FINDINGS: The Third Division of the Adjustment Board, after giving the parties to this dispute due notice of hearing thereon, and upon the whole record and all the evidence, finds and holds:

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.

AWARD

Claim denied.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of THIRD DIVISION

ATTEST: S. H. Schulty
Executive Secretary

Dated at Chicago, Illinois, this 24th day of July 1963.