

Award No. 15031

Docket No. MW-15592

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

(Supplemental)

John H. Dorsey, Referee

PARTIES TO DISPUTE:

**BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYEES
CENTRAL OF GEORGIA RAILWAY COMPANY**

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

(1) The Carrier violated the agreement when it reduced B&B Gang No. 1 to foreman, three men and no cook effective with the close of work Friday, July 12, 1963, and abolished the remainder of B&B Gang No. 1 effective at 12:01 P. M., July 24, 1963 and transferred the work to employees of the Southern Railway who are not covered by the agreement, and as a result thereof:

(2) First Class Carpenter J. M. Burns, Ident. No. 11598, Cook J. P. King, Ident. No. 48816 and B&B Laborers E. Rivers, Ident. No. 75752, L. Crawford, Ident. No. 17848, and W. Thomas, Jr., Ident. No. 87290, and/or any employees they may affect through the exercise of their seniority, each be paid at his respective straight time rate of pay beginning with July 15, 1963 and to continue until the settlement of this claim, and, in addition:

(3) B&B Foreman W. T. Hale, Ident. No. 33338, and B&B Laborers J. Dodson, Ident. No. 22482, J. Dismuke, Ident. No. 22255, and J. Johnson, Ident. No. 45951, and/or any employees they may affect through the exercise of their seniority, each be paid at his respective straight time rate of pay beginning at 12:01 P. M., July 24, 1963 and to continue until the settlement of this claim.

OPINION OF BOARD: This case involves the same parties and issues as in Award No. 15028. For reasons stated in that Award we find and award

FINDINGS: The Third Division of the Adjustment Board, after giving the parties to this dispute due notice of hearing thereon, and upon the whole records 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 violated the Agreement.

AWARD

Paragraph 1 of Claim sustained.

Paragraph 2 and 3 of Claim sustained to extent of application of formula prescribed in II (C) of Opinion in Award No. 15028.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of THIRD DIVISION

ATTEST: S. H. Schulty
Executive Secretary

Dated at Chicago, Illinois, this 9th day of December 1966.

CARRIER MEMBERS' DISSENT TO AWARD 15031,
DOCKET MW-15592 (Referee John H. Dorsey)

The dissent to Award No. 15028, Docket MW-15589, is applicable to Award No. 15031, Docket MW-15592.

R. A. DeRossett
W. B. Jones
C. H. Manoogian
J. R. Mathieu
W. M. Roberts