

Award No. 15921
Docket No. CL-16188

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

(Supplemental)

Edward A. Lynch, Referee

PARTIES TO DISPUTE:

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

**CHICAGO, MILWAUKEE, ST. PAUL AND PACIFIC
RAILROAD COMPANY**

STATEMENT OF CLAIM: Claim of the System Committee of the Brotherhood (GL-5963) that:

1. Carrier violated the Clerks' Rules Agreement when it established a new position of Chief Yard Clerk at Galewood with duties and responsibilities over and beyond those of comparable positions in the seniority district at a rate not reached by agreement in line with Rule 18.

2. Carrier shall now be required to negotiate an implementing agreement covering the introduction of IBM machine operations in the Chicago Terminal Yards which has brought about technological, operational and organizational changes resulting from the newly established Car Control Program.

3. Carrier shall now be required to compensate employee B. A. Halverson, his successor or successors, if there be any, for the difference between the rate established on Chief Yard Clerk Position 476 — \$25.0304, and \$26.00; for each day from March 1, 1965 until an agreement is reached covering the rate of pay for the position.

EMPLOYEES' STATEMENT OF FACTS: Prior to about March 1, 1965, the Carrier maintained the following Chief Yard Clerk positions in Seniority District No. 30, with rates of pay and duties assigned by bulletin as follows:

Location	Pos. No.	Daily Rate	Duties
Bensenville	0421	\$25.2604	Applicants must be capable of supervising entire yard force during tour of duty. Also operate IBM machines.

CARRIER'S EXHIBIT A - Letter written by Mr. S. W. Amour, Assistant to Vice President, to Mr. H. C. Hopper, Acting General Chairman, under date of July 22, 1965.

CARRIER'S EXHIBIT B - Letter written by Mr. Amour to Mr. Hopper under date of July 30, 1965.

(Exhibits not reproduced.)

OPINION OF BOARD: The record before us here is directly on point with CL-15955, which was decided by Award 15501.

We will follow that Award and deny this 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 Employes involved in this dispute are respectively Carrier and Employes 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.

AWARD

Claim denied.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of THIRD DIVISION

ATTEST: S. H. Schulty
Executive Secretary

Dated at Chicago, Illinois, this 31st day of October 1967.