

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 20600
Docket Number SG-20579

Dana E. Eischen, Referee

(Brotherhood of Railroad Signalmen

PARTIES TO DISPUTE: (

(Louisville and Nashville Railroad Company

STATEMENT OF CLAIM: Claims of the General Committee of the Brotherhood of Railroad Signalmen on the Louisville and Nashville Railroad Company that:

Claim No. 1.

Claim in favor of Signalman D. E. Evans for 4 hours overtime on June 19, 1972, account of electrician at Birmingham, Alabama, being sent to install a 120 volt AC power feed at State Highway 50 bypass, Columbia, Tennessee, and 4 hours overtime for July 13, 1972, account electrician installing 120 volt power service at 3rd Avenue North, Birmingham, Alabama. (Carrier's File: G-265-12; G-265)

Claim No. 2.

Claim in favor of Signalman D. E. Evans for 4 hours at time and one-half rate account Electrician Scott assisting Signalman C. C. Dennis install a 120 volt AC Power Service at Greens, Alabama, on May 5, 1972. (Carrier's File: G-304-12; G-304)

OPINION OF BOARD: On dates of May 5, June 19 and July 13, 1972 an electrician employed by Carrier as Road Electrician installed certain 120 volt A.C. power feeds at locations on Carrier property. Subsequently the instant claims were filed on the premise that the installation of power feeds is work reserved to Signal employees by the Scope Rule of their Agreement. The claim was not resolved in handling on the property and comes to the Division for disposition. Inasmuch as the International Brotherhood of Electrical Workers, as representatives of the electrical employees, has an interest in the case we have considered a statement of its position as part of this record.

Close study of this record indicates that the gravamen of the instant claim(as well as the parties, the applicable Agreement and the position of each of the parties)are identical to those considered by us at length in our recent denial Award 20599. For the reasons developed more fully in Award 20599 we are likewise constrained to deny the instant claims.

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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

Claims denied.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

ATTEST:

A.W. Paulsen
Executive Secretary

Dated at Chicago, Illinois, this 31st day of January 1975.