

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 21492
Docket Number CL-21394

William G. Caples, Referee

PARTIES TO DISPUTE:

(Brotherhood of Railway, Airline and
(Steamship Clerks, Freight Handlers,
(Express and Station Employees
(
(Norfolk and Western Railway Company

STATEMENT OF CLAIM: Claim of the System Committee of the Brotherhood,
GL-7951, that:

1. Carrier violated the Agreement between the parties when E. C. Duncan, et al, were required to supply Diesel Locomotives on various dates in September 1973.

2. Carrier shall now pay each claimant the additional time claimed for work on positions not covered by the clerks craft or class.

OPINION OF BOARD: The essential facts involved in this matter are not in dispute. Claimants were each assigned to positions of Storehelper-Caboose Attendant at Bellevue, Ohio, terminal. Among the primary duties of these positions was the requirement to supply cabooses with drinking water, ice, paper cups, paper towels, etc. On the dates in question Claimants were required during their tours of duty to place drinking water, ice, paper cups, paper towels or some of them in the operating cabs of diesel locomotives on trains which were run through the Bellevue terminal. For performing this service, they presented claims for various amounts of time ranging from two (2) hours to eight (8) hours' payment at the punitive rate.

Our examination of the entire record in this case and the rules of the agreement allegedly violated reveals that there was no violation of the rules agreement involved when the claimant Caboose Attendants placed supplies such as cups, ice, towels, drinking water, etc. on the run-through diesel locomotives.

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;

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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:

A. W. Pauls
Executive Secretary

Dated at Chicago, Illinois, this 15th day of April 1977.

