

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 22155
Docket Number CL-21200

Walter C. Wallace, Referee

PARTIES TO DISPUTE: (Brotherhood of Railway, Airline and
(Steamship Clerks, Freight Handlers,
(Express and Station Employees
(
(Burlington Northern Inc.

STATEMENT OF CLAIM: Claim of the System Committee of the Brotherhood,
GL-7822, that:

1. Carrier violated the rules of the current Clerks' Agreement at Grand Rapids, Minnesota, when it assigned three hours of yard checking on Saturday and Sunday that was previously performed by the General Clerk, to an employee of a different class and craft.

2. Carrier shall now be required to compensate employee, Mr. Herbert Kauppi, regularly assigned Clerk, Grand Rapids, Minnesota three hours overtime for February 2, 3, 9, 10, 16, 17, 1974 and each and every Saturday and Sunday thereafter that the Carrier violates the Clerks' Working Agreement by having Telegraphers perform yard checking work.

OPINION OF BOARD: The operative facts in this case are essentially the same as those found in Award No. 21871 of this Division. In that case we ruled on the claim as it pertained to the Monday through Friday assignment. In this case we are concerned with the Saturday and Sunday portion of the same assignment.

We have examined both the record in this case and the conclusions reached in Award No. 21871. We can find no basis on which to reach any different conclusion than that reached in Award No. 21871.

Therefore, we have no alternative but to 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 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

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 31st day of July 1978.

