

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 23882
Docket Number SG-23360

Joseph A. Sickles, Referee

PARTIES TO DISPUTE: { Brotherhood of Railroad Signalmen
{ Southern Pacific Transportation Company (Pacific Lines)

STATEMENT OF CLAIM: "Claim of the General Committee of the Brotherhood of Railroad Signalmen on the Southern Pacific Transportation Company (Pacific Lines):

(a) The Southern Pacific Transportation Company (Pacific Lines) has violated the agreement effective October 1, 1973, between the Company and the employees of the Signal Department represented by the Brotherhood of Railroad Signalmen, and particularly the Scope Rule, Rule 8(a) and Rule 72.

(b) Mr. J. Y. Nance be allowed payment at his overtime rate for two (2) hours on the date of February 13, 1979." (Carrier file: SIG 152-392)

OPINION OF BOARD: On the claim date, management personnel traveled thirty (30) miles to obtain certain material (a reel of wire). Claimants assert a Scope Rule violation and cite certain Awards in support of their position.

Our Award 23068 is pertinent to this dispute and compels a denial Award. See also Award 23181.

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

Claim denied.

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By Order of Third Division

Attest: Acting Executive Secretary
National Railroad Adjustment Board

By *Rosemarie Brasch*
Rosemarie Brasch - Administrative Assistant

Dated at Chicago, Illinois, this 13th day of May, 1982.

