

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 24026
Docket Number MS-2390

T. Page Sharp, Referee

PARTIES TO DISPUTE: { C. P. Edington and Charles Richardson
{ Southern Railway System

STATEMENT OF CLAIM: "The Southern Railway Company violated the agreement with the Brotherhood of Railway, Airline and Steamship Clerks (BRAC) when, on May 4, 1979, it abolished the positions of C. P. Edington and Charles Richardson, Agent/Operator/Clerks at Harriman, Tennessee, a station on the Tennessee Division of the Southern Railway Company, and transferred the work to employees at Oakdale, Tennessee, a station on the Kentucky Division of the Cincinnati, New Orleans and Texas Pacific Railway Company, and other employees not covered by the Agreement, namely train crews, without making any provisions whatsoever, namely an Implementing Agreement, to provide benefits for effected employees.

The Claimants contend that provisions as outlined above would have been necessary before such a move could have taken place, in that not only was the work transferred from one Division to another, but indeed from one Carrier to Another. The Claimants are requesting Deadhead Pay and Mileage Pay for each working day, from their former headquarters at Harriman, Tennessee to their present headquarters at Clinton, Tennessee, a distance of thirty one (31) miles each way, until such provisions as outlined above are granted."

OPINION OF BOARD: This is a companion filing to Award No. 24025 by the same two individual claimants before the Board. The entire record and the submissions are virtually identical to that filing.

As in the other filing, the Board finds that the claims raised are too vague and uncertain to lend themselves to resolutions; that some of the claims raise matters outside the jurisdiction of the Board, notably the claim to be placed on the seniority roster of another craft; and that one claim for continuing deadhead pay has not been raised on the property is improperly before the Board.

There are no claims which have been raised which are properly before the Board; therefore, all must be dismissed.

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 dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
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 15th day of November 1982.

