

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 24139
Docket Number SG-24038

Joseph A. Sickles, Referee

PARTIES TO DISPUTE: { Brotherhood of Railroad Signalmen
 { Missouri Pacific Railroad Company

STATEMENT OF CLAIM: "Claims of the General Committee of the Brotherhood of Railroad Signalmen on the Missouri Pacific Railroad Company on behalf of the following employees for the difference in price between a single room and one-half the price of a double room:

Claim No. 1 - Carrier file K 225-788

W. L. Pratt, Jr., D. B. Fulton, D. R. Merrill and W. T. Dee, \$7.14 each for the nights of July 5 and 6, 1978.

Claim No. 2 - Carrier file K 225-798

J. H. Clark, \$60.52; H. T. Thatcher, \$65.84; R. D. Gatewood, \$49.97, for the month of July 1978.

Claim No. 3 - Carrier file K 225-824

R. H. Whittenborn and W. A. Bueker, \$16.98 each for the nights of September 4, 5 and 6, 1979.

Claim No. 4 - Carrier file K 225-825

B. L. Burgin and V. F. Smith, \$101.88 each, for the nights of August 1 through 8 and August 15 through 24, 1979.

Claim No. 5 - Carrier file K 225-842

G. W. Vaughn, \$64.64, October 31 through November 7, 1979.

Claim No. 6 - Carrier file K 225-843

R. H. Whittenborn, \$64.64, October 31 through November 7, 1979.

Claim No. 7 - Carrier file K 225-853

R. Moon, W. M. Cassey, \$32.28 each, April 1, 2, 3 and 9, 1980.

Claim No. 8 - Carrier file K 225-854

R. Bowman, L. Watson, \$24.96 each, April 1, 2 and 3, 1980."

OPINION OF BOARD: This claim seeks reimbursement for the cost of a single-occupancy hotel room when the Employees are required to work away from their headquarters.

The Rule in question specifies that the Employees will be allowed actual necessary expenses when away from headquarters if meals and lodgings are not provided by the railroad.

At page 5 of its submission to the Board, the Organization states that it had no reason to doubt the asserted past practice that Employees shared rooms on a voluntary basis.

Regardless of our own particular predilections concerning the sharing of a hotel room, we are faced with a Rule speaking in terms of necessary expenses and nothing has been presented to us which would warrant our finding a "necessity" for individual rooms. We feel that this is the type of circumstance that should be properly handled through negotiations rather than in the Arbitration process. We are unable to interpret the Agreement in the manner suggested by the Organization. In addition, we find that the Third Division Award No. 20619 is particularly material to this dispute and for all the reasons stated above we will deny the 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

That the Agreement was not violated.

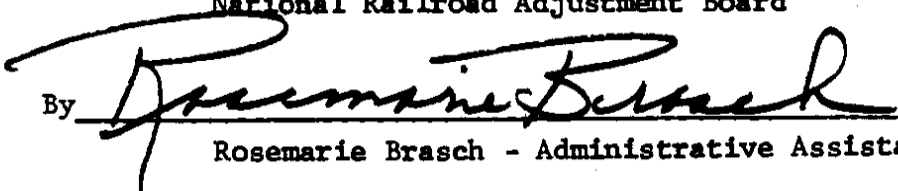
A W A R D

Claim denied.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

Attest: Acting Executive Secretary
National Railroad Adjustment Board

By


Rosemarie Brasch - Administrative Assistant

Dated at Chicago, Illinois, this 27th day of January 1983.

