

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 25380  
Docket Number SG-24513

W. S. Coleman, Referee

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

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

On behalf of Leading Signalmen R. D. Hanson for eight hours' pay each day December 3, 4, 6, 7, and 9, 1980, account retarder operator working switches to keep them from freezing." /Carrier file: SIG 152-425/

OPINION OF BOARD: Claimant R. D. Hanson is a Lead Signalman Maintainer at the hump yard in Eugene, Oregon. On December 3, 4, 6, 7, and 9, Carrier called a Car Retarder Operator on the 11:30 to 7:30 A.M. shift to operate levers to throw switches in the hump yard to keep them from freezing. Since there was no car movement during the last trick and the purpose of operating the switches was solely to keep them from freezing up, Organization contends that the work involved was testing and maintenance of switches and not the operation of switches, as that term is normally used. Since it was maintenance and testing work, it belonged to Signalmen. Claimant, rather than an Operator, should have been called to do it.

Carrier contends that Operators, represented by the UTU, are the employees who have been assigned to the operation of retarder switches and that, consequently, they were called to operate the switches, even though no cars were being processed.

This Board has carefully reviewed the record of this case and must conclude that the Organization is straining the meaning of maintenance in this instance. The work performed by the employee called was Operators' work and rightfully assigned to a worker in that craft.

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:

  
Nancy J. Dover - Executive Secretary

Dated at Chicago, Illinois this 15th day of April 1985.