

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

Award No. 29868
Docket No. CL-30047
93-3-91-3-479

The Third Division consisted of the regular members and in addition Referee John C. Fletcher when award was rendered.

PARTIES TO DISPUTE: (Transportation Communications International
(Union
(Chicago SouthShore & South Bend Railroad

STATEMENT OF CLAIM: "Claim of the System Committee of the Brotherhood (GL-10622) that:

1. Carrier violated the effective agreement when on July 7 and 8, 1990, it required employes not covered by the scope of said agreement to perform work reserved to employes covered thereby;
2. Carrier shall now compensate Mr. Wayne Gibson eight (8) hours' pay at the time and one-half rate for July 7, 1990, and shall compensate Mr. Sam Cushway eight (8) hours' pay at the time and one-half rate for July 8, 1990."

FINDINGS:

The Third Division of the Adjustment Board, upon the whole record and all the evidence, finds that:

The carrier or carriers and the employe or employes involved in this dispute are respectively carrier and employe within the meaning of the Railway Labor Act as approved June 21, 1934.

This Division of the Adjustment Board has jurisdiction over the dispute involved herein.

Parties to said dispute waived right of appearance at hearing thereon.

As Third Party in Interest, the United Transportation Union was advised of the pendency of this dispute and filed a Submission with the Board.

