

**NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION**

**Award No. 43132
Docket No. MW-43317
18-3-NRAB-00003-150526**

The Third Division consisted of the regular members and in addition Referee Amedeo Greco when award was rendered.

**(Brotherhood of Maintenance of Way Employees Division -
(IBT Rail Conference**

**PARTIES TO DISPUTE: (
(CSX Transportation, Inc.**

STATEMENT OF CLAIM:

“Claim of the System Committee of the Brotherhood that:

- (1) The Agreement was violated on February 6, 2014 when the Carrier assigned outside forces (PTI) ‘... to transport an Engineering employee from the Best Western Motel in Southern Pine NC to the Quality Inn in Clinton SC. This violation occurred on the Florence Division on “the Raleigh Rocky Mount Seniority District to the Atlanta Waycross Seniority District.’ (System File B19903814/2014-164702 CSX).**
- (2) As a consequence of the violation referred to in Part (1) above, Claimant J. Pearson shall now ‘... be compensated for Seven and One Half (7 ½) Hours Overtime, at his respective rate of pay, and that all time be credited towards vacation and retirement.’”**

FINDINGS:

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

The carrier or carriers and the employee or employees involved in this dispute are respectively carrier and employee 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 were given due notice of hearing thereon.

The parties have settled the case on property.

There no longer is a matter in dispute and the Claim is dismissed.

AWARD

Claim dismissed.

ORDER

This Board, after consideration of the dispute identified above, hereby orders that an Award favorable to the Claimant(s) not be made.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

Dated at Chicago, Illinois, this 30th day of May 2018.