

**NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION**

**Award No. 43135
Docket No. MW-43320
18-3-NRAB-00003-150535**

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 when on February 12, 13 and 14, 2014, the Carrier assigned outside forces to perform Maintenance of Way work (removing snow) from the roads and parking lots in and around the Clifton Forge Yard facility in Clifton Forge, Virginia on the Clifton Forge Seniority District, C&O Division (System File G31803514/2014-163458 CSX).**
- (2) As a consequence of the violation referred to in Part (1) above, Claimants I. Meadows, W. Byer, D. Anderson, T. Nicely, A. Hansford and J Harlow “*** shall now each receive (16) hours at their straight time rate of pay and (32) hours each at their time and one-half rates of pay on the dates claimed. ***”**

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.