

AWARD NO. 80
Case No. MW-21-W

SPECIAL BOARD OF ADJUSTMENT NO. 605

PARTIES) Chicago and North Western Railway Company
TO THE) and
DISPUTE) Brotherhood of Maintenance of Way Employees

QUESTION
AT ISSUE:

Does the attached Implementing Agreement proposed by the carrier fully comply with the provisions of Article III of the Agreement, and if not, in what respect should it be changed before transferring employees on the basis of these provisions?

OPINION
OF BOARD:

The record does not disclose the seniority dates of unprotected men on the subdivisions into which the protected employees will be transferred. Therefore, Award No. 79 (Case No. MW-20-W) shall govern with respect to the manner in which the transfers are to be effectuated, in the event that unprotected men have greater seniority.

Protected employees with 15 years or more of seniority on the seniority roster from which they are transferred shall retain seniority for purposes of filling vacancies or new positions, in accordance with Award No. 79 (Case No. MW-20-W).

A W A R D

The Implementing Agreement proposed by Carrier should be changed before transferring employees, in accordance with Award No. 79 (Case No. MW-20-W).


Milton Friedman, Referee

Dated: Washington, D. C.
June 9, 1969