

SPECIAL BOARD OF ADJUSTMENT NO. 605

PARTIES) Chicago, Milwaukee, St. Paul & Pacific Railroad Company
TO THE) and
DISPUTE) Brotherhood of Maintenance of Way Employees

QUESTIONS (1) Did the Carrier violate the Mediation
AT ISSUE: Agreement dated February 7, 1965, Article
I, Section 1, when it failed to return
Trackman Percy Sias to his position as a
trackman on the LaCrosse Division on
March 1, 1965, and

(2) Should Trackman Percy Sias now be
compensated at his applicable rate of
pay for each work day lost from March 1,
1965 to April 2, 1965.

OPINION Since this claim involves an interpretation
OF BOARD: of the Agreement, it was timely filed within 60
days of December 24, 1965, pursuant to page 18
of the Interpretations dated November 24, 1965.

Claimant qualified as a protected employee,
but according to Carrier, lost that status for failure to
displace within 30 days of his layoff on December 11, 1964.
In accordance with Award No. 63, the claim is sustained.

A W A R D

The answer to Questions 1 and 2 is "Yes."


Milton Friedman
Neutral Member

Dated: Washington, D.C.
June 10, 1969