

SPECIAL BOARD OF ADJUSTMENT NO. 605

PARTIES) Brotherhood of Railway, Airline and Steamship Clerks, Freight
TO THE) Handlers, Express and Station Employees
DISPUTE) and
St. Louis-San Francisco Railway Company

QUESTIONS
AT ISSUE

- (1) Did the Carrier violate the provisions of the February 7, 1965 Mediation Agreement and the Interpretations thereto dated November 24, 1965, particularly Article II, Section 1 and Article V thereof, when it removed senior extra list employees J. C. Hill and Mildred Walter from the status of protected employees account failure to bid on permanent bulletined positions at Tulsa, Oklahoma and Kansas City, Missouri respectively?
- (2) Shall the Carrier now be required to return J. C. Hill and Mildred Walter to the status of protected employees and be required to reimburse the named employees for any losses sustained from the respective dates their protected status was terminated?

OPINION
OF BOARD:

It is the Opinion of the Board that because of the unusual facts and circumstances involved in this case and without establishing a precedent on this or any other carrier, that the claims should be denied except that claimant J. C. Hill, the only remaining claimant currently employed by the carrier, should be restored to protected status under the February 7, 1965 Agreement as of the date of this Award without any retroactive compensation. The claims of Mildred Walter who has retired are denied. It is not intended to express any opinion concerning the rights of claimants under any local agreements providing protective benefits to employees.

AWARD

The case is disposed of as per Opinion of the Board.

W. S. Merrill C. L. Dennis
M. E. Parks J. E. Lighty

Dated: November 14, 1972
Washington, D.C.