

J.P.
C.H.

Award No. 184
Case No. H&RE-1374

SPECIAL BOARD OF ADJUSTMENT NO. 605

PARTIES)
TO)
DISPUTE)
Hotel and Restaurant Employees and Bartenders
International Union
and
Chicago, Milwaukee, St. Paul and Pacific Railroad
Company

QUESTION
AT ISSUE: Whether or not in determining base period earnings
under Section 2 of Article IV, compensation earned
by waiters as Business Car Attendants is to be in-
cluded.

OPINION
OF BOARD: Claimants, protected employees, performed service as
attendants on private business cars assigned to high
Carrier Officials. Positions on these cars are not
covered by the Scope Rule of the Agreement between the parties. Com-
pensation earned while working on these cars is used in making up Claimants'
monthly guarantee under the terms of the February 7 Agreement, but such
compensation is not used in determining that guarantee, i.e., such com-
pensation is not included in the computation of base period earnings.

The Organization contends that Claimants that work as
business car attendants was work in another craft, and that under the
November 24 Interpretations 1/ such work is to be included in determining
base period compensation due under the February 7 Agreement.

There is nothing in the record to show that business car
attendants were of a separate craft or of any craft at all. There is nothing
in the February 7 Agreement or the Interpretations thereof which would require
that service outside the craft is to be included in determining base period
compensation due under the Agreement.

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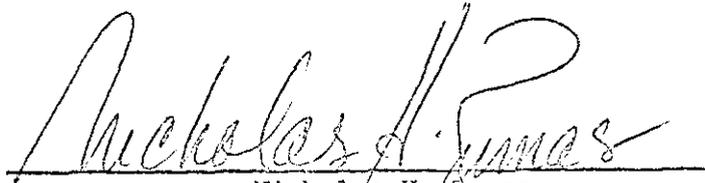
Question and Answer No. 9 of Section 1, Article I, and Question and Answer
No. 1 of Section 2 of Article IV.

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This finding is consistent with Award No. 183 (H&RE-3-W) wherein we held that Carrier could not deduct or credit earnings for work outside the craft.

AWARD

Compensation earned by waiters as business car attendants is not to be included in determining base period earnings.



Nicholas H. Zumas
Neutral Member

Dated: Washington, D. C.
January 7, 1970