

SPECIAL BOARD OF ADJUSTMENT NO. 605

PARTIES ) Illinois Terminal Railroad Company  
TO THE ) and  
DISPUTE ) Transportation - Communication Employees Union

QUESTIONS  
AT ISSUE:

1. Does an employee (extra or regularly assigned) who retains or obtains (by bidding or displacing) a regular assignment when such is available to him after December 24, 1965, retain protected status under the terms of Article II, even though such employee may not have done so prior to December 24, 1965?
2. If the answer to the above is in the affirmative, shall Carrier be required to compensate B. G. Ebert and R. W. Merriman in accordance with the terms of Article IV, Section 2?

OPINION  
OF BOARD:

It is the Opinion of the Board that because of the unique facts and circumstances involved and without precedent on this or any other carrier the Board finds the case should be disposed of by restoring the protected status under the February 7, 1965 Agreement to claimant Ebert, the only claimant now in active service, as of the date of this Award but without any retroactive compensation. The claim of claimant Merriman should be denied.

AWARD

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

W. B. Mayall  
M. E. Parks

C. L. Dennis  
L. E. Feighty

Dated: November 14, 1972

Washington, D. C.