

PUBLIC LAW BOARD NO. 249

BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYES

vs.

NORFOLK AND WESTERN RAILWAY CO.

STATEMENT OF CLAIM:

1. The Carrier violated the effective Agreement and specifically Rule 48(A) & (B) of the Memorandum of Agreement of July 10, 1968 by failing to reimburse Extra Gang Foreman E. Cole, Extra Gang #603 for meals and lodging expenses for the month of September 1968.

2. Claimant Cole shall now be reimbursed in the amount of \$81.25 for the expenses incurred by him for meals and lodging during the month of September 1968.

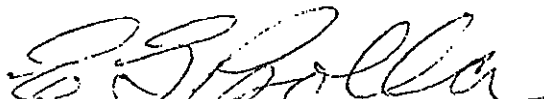
OPINION OF BOARD:

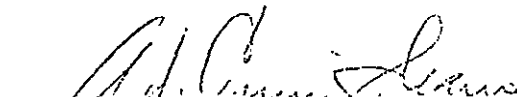
The record shows it was never intended that Claimant Cole's extra gang was in fact a floating gang. The claim therefore is without merit and a denial award is in order.

AWARD:

Claim denied.


Lloyd H. Bailer, Chairman


E. G. Psolla, Carrier Member


A. J. Cunningham, Employee Member

Dated: December 31, 1971