

SPECIAL BOARD OF ADJUSTMENT (P.L. BOARD) NO. 39

Award No. 3
Case No. 178

PARTIES TO THE DISPUTE:

Brotherhood of Maintenance of Way Employees
and
Spokane, Portland and Seattle Railway Company (System Lines)

STATEMENT OF CLAIM: "Claim of the System Committee of the Brotherhood
that:

(1) The Carrier violated the Agreement when it failed
and refused to properly compensate Water Service Foreman
Ray Moreland for work performed on Friday, December 25, 1964,
an assigned vacation day which was also the Christmas
holiday.

(2) Water Service Foreman Ray Moreland now be allowed
an additional eight (8) hours' pay at his time and
one-half rate because of the violation referred to in
Part (1) of this claim."

FINDINGS:

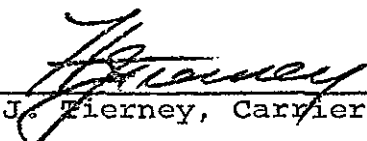
The Board, upon the whole record and all the evidence finds that:

In view of the facts and circumstances in this particular
case and without construing the rules of agreement relied upon by the
parties as they might apply to any other case involving the same or
similar set of circumstances, the claim will be allowed.

8th Dec 1964 35.04

AWARD: As per Findings.


J. P. Wilson, Employee Member


H. J. Tierney, Carrier Member

Portland, Oregon
August 10, 1967