

PUBLIC LAW BOARD NO. 6249

PARTIES) **BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYEES**
TO)
DISPUTE) **UNION PACIFIC RAILROAD COMPANY (FORMER SOUTHERN**
 PACIFIC TRANSPORTATION COMPANY (EASTERN LINES))

STATEMENT OF CLAIM

Claim of the System Committee of the Brotherhood that:

1. The Agreement was violated when the Carrier assigned outside forces (North American Railway Service and Benton & Brown, Inc.) to replace bridge ties and repair the bridges located at Mile Posts 95.0 and 88.01 on the Lafayette Division on January 12, 13, 14 and 15, 1997 (System File MW-97-105/1052433 SPE).

2. The Agreement was further violated when the Carrier failed to provide the General Chairman with advance written notice of its intent to contract out this work.

4. As a consequence of the violations referred to in Parts (1) and/or (2) above, Messrs. A. J. Dalfrey, Assistant Foreman R. Alex, Carpenters L. Huval, D. P. Barras, M. J. Boney, Machine Operators H. G. Olivier, R. W. Leger and M. E. Hanks shall each be allowed twenty-four (24) hours' pay at their respective straight time rates and twenty (20)

hours' pay at their respective time and one-half rates.

OPINION OF BOARD

Without prior notice to the Organization, the Carrier contracted the work described in the claim to outside forces.


The claim in this case raises similar issues decided in *Award 28* of this Board. For reasons fully discussed in *Award 28*, this claim shall be sustained with the same remedy.

AWARD

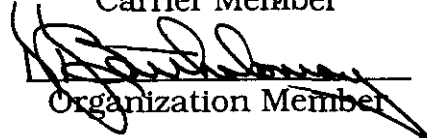
Claim sustained in accord with the opinion.



Edwin H. Benn
Neutral Member



Carrier Member



Organization Member

Dated: May 2, 2002