

Award No. 30  
Docket No. 47

**PUBLIC LAW BOARD NO. 2778**

**PARTIES** ) **BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYEES**  
 )  
**TO** ) **and**  
 )  
**DISPUTE** ) **THE BALTIMORE AND OHIO RAILROAD COMPANY**

**STATEMENT OF CLAIM:**

"... claim of Howard S. Koontz for overtime on various dates between December 11 and December 25, 1978 account McLean Contractors working on Zepp's Bridge in Baltimore, Md.

### FINDINGS:

On December 9, 1978 Zepp's Bridge, Baltimore, Maryland was severely damaged by a derailment. Due to the magnitude of the repair project, the work was contracted to an outside concern.

Notwithstanding the above, the Petitioner submits that Claimant Koontz should have been called for available overtime work on the repair project.

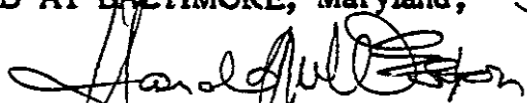
Without prejudice to the respective positions of either the Carrier or the Petitioner, in light of the particular facts and circumstances of

this dispute this Board will sustain the claim but only to the extent of twelve (12) hours' pay at the straight time rate.

AWARD:

Claim disposed of as per findings.

ADOPTED AT BALTIMORE, Maryland, 3 / 1 / 84.

  
Harold M. Weston, Chairman

  
Carrier Member

  
Employee Member