

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

Award No. 7
Case No. MW-206

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:

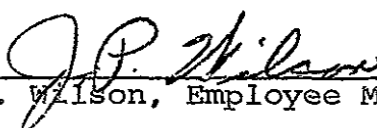
- (1) The Carrier violated the Agreement when it failed to properly compensate John Sullivan, employed in Section 21, Vancouver, for work performed on July 4, 1965, which was his rest day and his birthday.
- (2) Claimant John Sullivan now be allowed five and one-half (5½) hours' pay at his time and one-half rate in addition to payment already allowed for the date referred to in Part (1) of this claim."

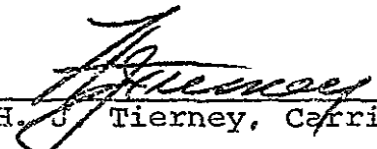
FINDINGS:

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

The rules relied upon, when applied to the facts of record, do not support an affirmative award. See Awards 15401 and 15749.

AWARD: Claim denied.


J. P. Wilson, Employee Member


H. J. Tierney, Carriery Member

Portland, Oregon
August 10, 1967