

PUBLIC LAW BOARD NO. 4306

Parties  
to the  
Dispute

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:  
: BANGOR AND AROOSTOCK RAILROAD COMPANY :  
:  
:  
: and :  
:  
: BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYEES :  
:  
:

: Case No. 3  
: Award No. 3  
:

STATEMENT OF CLAIM

Claim on behalf of M. S. Johnson for the pay difference between an extra gang foreman and ballast crew foreman for 120 hours.

OPINION OF THE BOARD

Claimant M. S. Johnson bid and accepted a job as Foreman on System Surfacing Crew No. 2. The task of the crew was to surface track between mile post A-46.00 and A-57.00. During the course of this work, the surfacing crew lifted some portion of the track five-and-a-half inches. The Union contends that the lifting of track five-and-a-half inches is more than just surfacing track and Claimant should have been paid as a Ballast Crew Foreman a total of 73 cents more an hour than he received.

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This Board has reviewed the record and is not persuaded that the claim has merit. Claimant bid a job as Foreman of a gang to surface track and other work was designated. We are not of the opinion that a distinction such as Claimant would have us draw is appropriate in this case.

AWARD

The claim is denied.

R. E. Dennis  
R. E. Dennis, Neutral Member

W. E. LaRue  
W. E. LaRue, Employee Member

D. R. Jewell  
D. R. Jewell, Carrier Member

May 31, 1988  
Date of Adoption