

**BEFORE PUBLIC LAW BOARD NO. 6043**

**BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYEES DIVISION  
IBT RAIL CONFERENCE**

**and**

**ILLINOIS CENTRAL RAILROAD COMPANY**

**Case No. 182**

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

1. The Carrier violated the Agreement when it failed to properly bulletin and assign a mobile foreman position working on the Matteson Sub during the claim period and when it assigned junior employee K. Lawrence thereto instead of Claimant J. Rodriguez who was senior and qualified to perform the work (System File C122812/IC-BMWED-2012-00090 ICE).
2. As a consequence of the Carrier's violation referred to in Part 1 above, Claimant J. Rodriguez must be allowed eight (8) hours' pay at the difference between his respective straight time rate as trackman and the foreman rate as well as per diem pay sixty (60) days prior to the date of clam and continuing forward until such time the subject mobile foreman position is advertised."

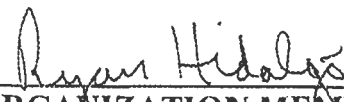
**FINDINGS:**


At the hearing of the Board in this case on July 26, 2016, this Board was informed that the parties have decided to settle this matter and dismiss the case.

**AWARD:**

The claim is dismissed.

  
\_\_\_\_\_  
**PETER R. MEYERS**  
Neutral Member

  
\_\_\_\_\_  
**ORGANIZATION MEMBER**  
DATED: 10/17/16

  
\_\_\_\_\_  
**CARRIER MEMBER**  
DATED: 10/17/16