

AWARD NO. 160
Case No. 160

Organization File No. B0990612
Carrier File No. 2012-123318

PUBLIC LAW BOARD NO. 7163

PARTIES) BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYES DIVISION,
) INTERNATIONAL BROTHERHOOD OF TEAMSTERS
TO)
)
DISPUTE) CSX TRANSPORTATION, INC.

STATEMENT OF CLAIM:



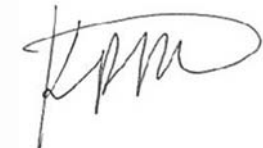
1. The Carrier violated the Agreement when it assigned Gang 6A13 to work weeks with rest days of other than Saturday and Sunday beginning March 4, 2012 and continuing.
2. As a consequence of the violation referred to in Part 1 above, any employees assigned Gang 6A13 during the time of the violation, by any method, shall now be compensated the difference in pay for all hours worked on Sundays since the Gang 6A13 was awarded, and for eight (8) hours straight time for every Friday not worked, since the positions were awarded, at their respective rates of pay, as well as all applicable vacation and retirement credits.

FINDINGS:

The Board, upon consideration of the entire record and all of the evidence, finds that the parties are Carrier and Employee within the meaning of the Railway Labor Act, as amended, that this Board is duly constituted by Agreement dated March 20, 2008, this Board has jurisdiction over the dispute involved herein, and that the parties were given due notice of the hearing held.

The parties have resolved this dispute prior to it being heard by this Board. As there is no longer a matter in controversy, the claim must be dismissed.

AWARD: Claim dismissed.


Barry E. Simon
Chairman and Neutral Member
Andrew Mulford
Employee Member
Rob Miller
Carrier Member

Dated: April 2, 2015
Arlington Heights, Illinois