

PUBLIC LAW BOARD NO. 7163

**BROTHERHOOD OF MAINTENANCE
OF WAY EMPLOYES
DIVISION - IBT RAIL CONFERENCE**

vs.

**NMB Case No. 508
Award No. 508
Organization No. GLN506219
Carrier No. 19-55341**

CSX TRANSPORTATION, INC.

STATEMENT OF CLAIM

“Claim of the System Committee of the Brotherhood that:

This office is hereby submitting a claim under Rule 24 in favor of BMW member Dakota Brannan (ID# 295110) because the Carrier violated the Agreement on August 19, 2019 when it denied him the opportunity to continue his workday and perform his assigned duties on the Great Lakes North Division.

Claimant Brannan is assigned as an A Machine Operator with Gang 5R07, a headquartered (at Marion, OH) position; working five (5) days a week from 0700 hours until 1530 hours. Mr. Whittaker (sic) has a Columbus District A Machine Operator seniority date of 05/01/2019.

The work in question was performed on the Columbus District at milepost QI 114.39 by bid-in SLWT employees – R. Mosher (ID# 207653 - 6G35 vehicle operator), J. Parkins (ID# 247552 - 5G74 welder), and R. Kunce (ID# 248694 - 5G74 welder helper). Those employees worked from 1530 until 1700 resulting in one and a half (1.5) hours, each, of overtime....”

JURISDICTION

The Board upon consideration of the entire record and all the evidence, finds that the parties herein are Carrier and Employee within the meaning of the Railway Labor Act, as amended; that the Board has jurisdiction over this dispute; that the parties were given due notice of hearing.

FINDINGS

This Board has been advised that the parties have settled this case on the property and have withdrawn this dispute from the Board. Therefore, no further action is required, and the claim shall be dismissed.

AWARD

Claim dismissed.



Jeanne Charles
Chairman and Neutral Member



John Nilon
Carrier Member



Ross Glorioso
Labor Member

Dated: 1-11-2023