

BEFORE PUBLIC LAW BOARD NO. 7566

CASE NO. 127

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BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYES

DIVISION – IBT RAIL CONFERENCE

and

WISCONSIN CENTRAL LTD.

Carrier's File WC-BMWED-2017-00011

Claimant: J. VON RUEDEN

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STATEMENT OF CLAIM

“Claim of the System Committee of the Brotherhood that:

1. The Carrier violated Rules 1 and 13 of the Agreement when it supplanted its existing workforce in an effort to deny an overtime work opportunity for Mr. J. VonRueden by assigning a non-Agreement employee, who is an assistant supervisor with the Carrier, to perform the duties of providing track protection and assisting in the repair of a pull apart, on a track maintained and owned by the Carrier in Proctor Yard, located in Proctor, Minnesota on March 4, 2017 (Carrier's File WC-BMWED-2017-00011 WCR).
2. As a consequence of the violation referred to in Part 1 above, Claimant J. VonRueden shall be compensated at his applicable rate of pay for a total of five (5) hours at his applicable time and one-half rate of pay.”

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The carrier or carriers and the employee or employees involved in this dispute are respectively carrier or employee within the meaning of the Railway Labor Act as approved June 21, 1934.

Public Law Board 7566 has jurisdiction over the parties and the dispute involved herein.

The parties have resolved the above claim through settlement.

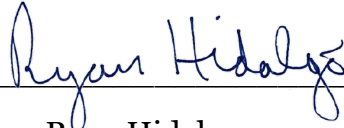
Claim dismissed.



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John K Ingoldsby

Carrier Member



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Ryan Hidalgo

Organization Member



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Brian Clauss

Neutral Member

Dated: 1-26-21