

SPECIAL BOARD OF ADJUSTMENT 1016

Case No. 202

Award No. 202

PARTIES TO DISPUTE:

BROTHERHOOD OF MAINTENANCE
OF WAY EMPLOYEES

-and-

CONSOLIDATED RAIL CORPORATION

STATEMENT OF CLAIM:

Claim of the System Committee of the Brotherhood that:

(1) The Agreement was violated when the Carrier assigned Car Inspector R. Garrott to perform Bridge and Building Subdepartment work of operating a front end loader and backhoe to demolish two (2) buildings and load the debris into gondola cars at Alliance, Ohio on August 24, 1995, and continuing instead of assigning Messrs. W. Postlewaite and W. Sutton to perform such work.

(2) As a consequence of the violation referred to in Part (1) above, the Claimants shall each be compensated for eight (8) hours' pay at their respective rates for each day a Car Inspector performed the work in question beginning August 24, 1995, and continuing.

FINDINGS:

This Board, upon the whole record and all the evidence, finds as follows:

That the parties were given due notice of the hearing;


That the Carrier and Employees involved in this dispute are respectively Carrier and Employees within the meaning of the Railway Labor Act as approved June 21, 1934;


That this Board has jurisdiction over the dispute involved herein.


On April 6, 2001, the parties reached a full and final settlement of this claim. The claim is dismissed as a result.

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AWARD: Claim dismissed


Robert M. O'Brien, Neutral Member


Roy C. Robinson, Employee Member


Dennis L. Kerby, Carrier Member

Dated: 4/30/02