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Award No. 20
Case No. 19

SPECIAL BOARD OF ADJUSTMENT NO. 122

THE PITTSBURGH AND LAKE ERIE RAILROAD COMPANY
THE LAKE ERIE AND EASTERN RAILROAD COMPANY
VS
BROTHERHOOD OF RAILWAY AND STEAMSHIP CLERKS,
FREIGHT HANDLERS, EXPRESS AND STATION EMPLOYEES

STATEMENT OF CLAIM:

Claim in behalf of the senior furloughed Group 1 employee who would be entitled to work on March 24 and 25, 1954, had Job 13, Teller in the Cashier's Office at Pittsburgh Freight Station, been abolished in accordance with the provisions of the Clerks' Agreement. (CL-229)

FINDINGS: The Board, upon the whole record and all the evidence, finds that:

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

The Board has jurisdiction over the dispute involved herein. The parties to said dispute were given due notice of hearing thereon.

Where a job is abolished in the interval between the bulletining thereof, and the awarding of the same, there is no regular incumbent thereon who is eligible for the 48 hours advance notice which Rule 14 preserves to employees affected by a reduction in forces.

Neither is this claim brought on behalf of Clerk Miller, nor can it be said that Rule 14 contemplates that the notice mentioned therein shall be given to the person temporarily filling the position, pending the assignment of same.

No one having been assigned to the position of Teller, Job 13, at Cashier's Office, Pittsburgh Freight Station, pursuant to bulletin of March 16, 1954, the advance notice prescribed by Rule 14 was not required to be given on the occasion of the abolishment dealt with here.

AWARD: Claim denied.

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/s/ Harold M. Gilden
Harold M. Gilden, Neutral and Only
Member Thereof

Pittsburgh, Pennsylvania
May 23, 1957.