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Award No. 22
Case No. 34

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 one check clerk and two freight handlers, for a day's pay each for October 26, 1954, account employees outside the scope of the Clerks' Agreement performing work covered by the Clerks' Agreement at Pittsburgh Freight Station. (CI-272)

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.

The error in billing car, PRR 79542, as a carload instead of LCL shipment, is not a valid reason either for overlooking the fact that properly it should have been placed in the Pittsburgh Freight House or for sanctioning work performance by outsiders which, under the Labor Agreement, is exclusively reserved to employees represented by the Clerks.

AWARD: Claim sustained.

SPECIAL BOARD OF ADJUSTMENT NO. 122

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

Pittsburgh, Pennsylvania
May 26, 1957.