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SPECIAL BOARD OF ADJUSTMENT NO. 167

(D&RGW)

AWARD NO. 17

Organization's File
105-C-27

Carrier's File
CL-4-56

STATEMENT OF CLAIM:

"Claim of the System Committee of the Brotherhood that:

"(1) The Carrier violated terms of the current Agreement when on December 1, 1955 it abolished the position of Telegraph Clerk, assigned hours 8:30 AM to 5:00 PM, with lunch period 12 Noon, until 12:30 PM, coming under the Superintendent's seniority district Group 2 roster, distributing a major portion of the work to employees in another seniority district.

"(2) That the senior furloughed Group 2 employee in Superintendent's seniority district be paid one day's pay at Telegraph Clerk rate for December 1, 1955 for each and every day until all work removed from the Telegraph Clerk position is restored to Group 2 employees in Superintendent's seniority district."

FINDINGS: It appears that after the construction of the Retarder or East Yard at Grand Junction, a relay telegraph office was established there and the telegraph office formerly maintained in the passenger depot in the West Yard was closed. Upon the closing of that office, the position of telegraph clerk at the West Yard was abolished since the essential work of the position had disappeared with the closing of the office and like positions had been established in the East Yard where such work was performed in connection with the new telegraph office.

It further appears that the incidental work of distributing mail and messages, which is here protested, had not previously been limited or assigned to any one group either before or after the installation of the tube system and that callers, as well as employees not under the Clerks' Agreement, had customarily performed such work.

AWARD: Claim denied.

/s/ Mortimer Stone
Mortimer Stone, Chairman, Neutral Member

/s/ D. L. Clavel
D. L. Clavel, Carrier Member

Wm. J. Donlon, Organization Member