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AWARD NO. 18
NRAB DOCKET NO. CL-8389
CASE NO. 18
SSW FILE R-51-713-4
BRC FILE NR-27-1

SPECIAL BOARD OF ADJUSTMENT NO. 169

PARTIES) The Brotherhood of Railway and Steamship Clerks
TO)
DISPUTE) St. Louis Southwestern Railway Company

STATEMENT OF CLAIM: Claim of the System Committee of the Brotherhood:

(1) That Carrier violated and continues to violate the Clerks' current Agreement when, on March 25, 1954; it began using a Telegrapher, an employee not covered by Rule 1, Scope Rule, of the Clerks' Agreement to perform some of the regularly assigned duties of regularly assigned Car Clerk J. H. Clarkston's position while the incumbent was required to lay aside those duties and perform Yard Clerk work, following the abolishment of the Yard Clerk position, effective with the completion of tour of duty 11:55 P.M., March 25, 1954, at the Tyler, Texas, Yard Office.

(2) That Charles Pappas, Jr., who was displaced from a regular assignment and forced to the extra board, and his successors if there be any, be paid a day's pay at pro rata rate of third shift Yard Clerk from March 25, 1954, to date the violation is corrected.

NOTE: Restitution to the employees to be determined by joint check of payroll and other necessary Carrier records.

FINDINGS: In reduction of force, Yard Clerk position was abolished and his duties assigned to the car clerk, whose duties were performed in the same office with a clerk-telegrapher. A part of the car clerk's duties were assigned to the clerk-telegrapher to fill out his assignment and permitted the car clerk to perform the duties of the yard clerk. This was not violative of the Clerks' Agreement - See Award 615.

AWARD: Claim denied.

/s/ Frank P. Douglass
Frank P. Douglass, Chairman

/s/ W. E. Straubinger
W. E. Straubinger, Employee Member

/s/ L. C. Albert
L. C. Albert, Carrier Member

Tyler, Texas
March 21, 1957