

C
O
P
Y

AWARD NO. 22

NRAB DOCKET NO. CL-8445

CASE NO. 22

SSW FILE R-51-927-2
BRC FILE NR-27-32

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 the Clerks' current Agreement at North Little Rock, Arkansas, on February 23, 1953, when it gave Mr. Massey a call for work and only allowed him two hours at time and one-half rate, and also on July 4, 1953, when it gave Mr. Bethea a call for work and only allowed him two hours at time and one-half rate.

(2) That Mr. W. W. Massey be paid for a minimum day of eight hours at time and one-half rate for the work he performed on February 23, 1953, from 8:30 P.M., to 10:30 P.M.

(3) That Mr. F. H. Bethea be paid for a minimum day of eight hours at time and one-half rate for the work he performed on July 4, 1953, from 11:00 P.M., to 1:00 A.M.

FINDINGS: Under the facts in this case it is developed that the claimants were notified and called to work twice on a recognized holiday in the agreement. They worked and were paid eight hours at time and one-half for their first tour of duty and several hours later were called back to perform other service and make claim for eight hours.

Rule 32-3 of the agreement provides that employees notified or called to work on specified holidays shall be allowed a minimum of eight hours. This is a special rule and cannot be considered in conjunction with the General Call Rule 32-2.

AWARD: Claim sustained.

/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
April 1, 1957.