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AWARD NO. 8
NRAB DOCKET NO. CL-8260
CASE NO. 8
SSW FILE R-51-1087-1
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 when it allowed the Telegrapher at North Little Rock, Arkansas, to work overtime outside his assigned hours in performing work belonging to Yard Clerk position.

(2) That Mr. R. R. Pinckard be paid at penalty rate for ten (10) hours at Yard Clerk's rate of pay for work performed by Telegrapher on the following dates:

January 15, 1954 - 2 hours 45 minutes - Operator held on duty to check outbound train and wheeling cars.

January 22, 1954 - 2 hours - Operator held on duty from 12:30 A.M., to 2:00 A.M., to wheel cars, check outbound train and obtaining seal records.

January 28, 1954 - 3 hours 15 minutes - Operator held on duty from 12:30 A.M., to 3:45 A.M., wheeling cars, checking outbound trains and obtaining seal records.

January 29, 1954 - 2 hours - Operator held on duty to wheel cars, checking outbound trains and obtaining seal records.

and subsequent dates - Reparation due employees to be determined by joint check of Carrier's payroll and other records.

FINDINGS: The principle involved in this case was disposed of in Award No. 7 of this Board denying a claim under similar circumstances.

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

Employee Member dissenting under the principle laid down in Awards 7622, 7197, 6293 and 636.

Tyler, Texas
March 14, 1957.