

AWARD NO. 32
CASE NO. 32

SPECIAL BOARD OF ADJUSTMENT NO. 171

BROTHERHOOD OF RAILWAY AND STEAMSHIP CLERKS,
FREIGHT HANDLERS, EXPRESS AND STATION EMPLOYEES

vs

GREAT NORTHERN RAILWAY COMPANY

STATEMENT OF CLAIM:

The particular claim in dispute is identified as follows:

"Claim of various yard office employees at Great Falls because yardmasters allegedly performed clerical work, Organization file 1929, Carrier file G-69-5-111."

This claim seeks unearned pay at the overtime rate for a group of yard clerks at Great Falls. It is based upon an allegation that yardmasters have performed clerical work, and that this constitutes a violation of the scope rule of the Clerks' Schedule. The character of the work in question and the circumstances under which it was done have not been disclosed by the organization. Therefore, the Carrier does not know and cannot explain what underlies this claim.

FINDINGS: This Special Board of Adjustment upon the whole record and all the evidence, finds that:

From the submissions and arguments, the Board finds that the claimants have failed in their burden of proof to show that the Yardmasters, or any other employees of the Carrier, who are outside of the Clerks' Agreement, have been performing clerical work which was not incidental to their duties. Therefore, this claim will be denied.

A W A R D

Claim denied.

/s/ Thomas C. Begley
Thomas C. Begley, Chairman

/s/ C. A. Pearson
C. A. Pearson, Carrier Member

/s/ C. C. Denewith
C. C. Denewith, Employee Member

Signed at St. Paul, Minnesota this 10 day of December, 1958.