

AWARD NO. 39
CASE NO. 39

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:

Claim of the System Committee of the Brotherhood of Railway and Steamship Clerks, Freight Handlers, Express and Station Employees that the Carrier violated the current agreement,

1. When they failed to properly compensate Clerk M. D. Lofgren during the period June 4, 1957 up to and including June 26, 1957.

2. That the Carrier now be required to compensate M. D. Lofgren, Clerk, for one hour each day at the rate of time and one-half for all days commencing with June 4, 1957 and ending with June 26, 1957.

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 this claimant did not perform the identical services for the Carrier as other Clerks at the Minneapolis Freight Yard who were in continuous service over a 24 hour period each day. Therefore, the Carrier did not violate Rule No. 32(a) when this claimant was assigned hours from 9:30 a.m. to 6:30 p.m. with a one hour period for lunch.

The facts in this docket are distinguished from the facts in the docket which resulted in our Award No. 2. 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 10th day of December, 1958.