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Docket No. CL-1069.11
Award No. 6

SPECIAL BOARD OF ADJUSTMENT NO. 172

BROTHERHOOD OF RAILWAY AND STEAMSHIP CLERKS,
FREIGHT HANDLERS, EXPRESS AND STATION EMPLOYEES
versus
THE CENTRAL RAILROAD COMPANY OF NEW JERSEY

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

Clerks J. McKenna, H. Goldstein and G. Pitchford, Clerks in the Car Movement Bureau, Jersey City, N.J., be compensated on overtime basis for August 23rd to August 26th, 1955 inclusive account not being permitted to perform assigned duties on these dates due to Carrier's use of Freight Traffic representatives to perform claimants' assigned duties in violation of Rules 1(a), (g), 3(a), 4, 18(d), (e), of the Clerks' Agreement.

FINDINGS

Because of the re-routings due to hurricane "Diane", the Car Movement Bureau at Jersey City received many more inquiries from customers than was normal. A Commercial Agent in Philadelphia spent four (4) days in that office assisting in tracing cars and answering telephone and telegraph inquiries. It appears that such work was normal clerical work which should have been performed by clerical forces and simply represented an augmentation of their regular duties.

The claim is for compensation on overtime basis, but the awards of the Third Division, National Railroad Adjustment Board make it clear that proper rate for work not performed is pro rata.

AWARD

Claim sustained at pro rata for the time consumed by the Commercial Agent in assisting the clerks.

SPECIAL BOARD OF ADJUSTMENT NO. 172

/s/ Dudley E. Whiting
Dudley E. Whiting - Chairman

/s/ Wm. A. Palmatier
W.A. Palmatier - Employee Member

/s/ J. J. Duffy
J.J. Duffy - Carrier Member

Jersey City, N. J.
March 19, 1957