

SPECIAL BOARD OF ADJUSTMENT NO. 173

Award No. 21

Case No. 22

PARTIES TO DISPUTE:

Brotherhood of Railway and Steamship Clerks,
Freight Handlers, Express and Station Employees

Union Pacific Railroad Company

STATEMENT OF CLAIM: "Claim of the General Committee of the Brotherhood of Railway and Steamship Clerks, Freight Handlers, Express and Station Employees that the Carrier violated the Clerks' Agreement:

(a) When they arbitrarily assigned January 2nd, 1956, as a vacation day each for Clerks J. C. Thompson and J. J. Colvin, both employed at the Carrier's Los Angeles Freight Office.

(b) That Clerks J. C. Thompson and J. J. Colvin be compensated at the rate of time and one-half at the rate of positions they were working, for January 2nd, 1956, in addition to the compensation received for the day."

FINDINGS: The Board, upon the whole record and all the evidence, finds that:

The Carrier or Carriers and the Employee or Employees involved in this dispute are respectively Carrier and Employee within the meaning of the Railway Labor Act, as approved June 21, 1934.

The Board has jurisdiction over the dispute involved herein. The parties to said dispute were given due notice of hearing thereon.

The disposition of this case is governed by Award No. 2, Case No. 7, Special Board of Adjustment No. 173.

AWARD: (a) That in scheduling January 2, 1956, as a vacation day for Los Angeles Freight Office Clerks J. C. Thompson and J. J. Colvin, the Carrier did not violate the Clerks' Agreement.

(b) Claims denied.

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/s/ Harold M. Gilden
Chairman

/s/ A. J. VanDercreek
Carrier Member

/s/ Stanley B. Eoff
Organization Member

Salt Lake City, Utah
June 20, 1958