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Docket No. 7790
Award No. 4

SPECIAL BOARD OF ADJUSTMENT NO. 177 (PRR)

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

(a) The Carrier violated the Rules Agreement, effective May 1, 1942, except as amended, particularly the Scope, by assigning employees not covered by the Rules Agreement to perform work accruing to employees of our class or craft on May 29, 1953. (Docket C-716)

(b) H. R. Wellington, K. F. Sponberg and M. C. Sutter, Group 2 employees, be allowed eight hours pay at rate of time and one-half as a result of this violation.

FINDINGS: The main stock pile of material at Erie is maintained at the Storehouse and Car Shop and is under charge of the Stores Department employees. A monthly inventory of material on hand is furnished the Stockmen for the purpose of replenishing the stock as needed. This inventory is made by Group 2 Stores Attendants whose primary duties include inventorying material and keeping stock in order.

Gang Foremen in the Maintenance of Equipment Department maintain stock piles of material which they have ordered from the storehouse for their respective points and which is charged out to them and under their control. These stock piles serve as working stock at the four locations and are taken from the stock piles as needed by Car Repairmen for current use. No Stores Department employees are assigned at those locations.

An annual inventory of material on hand is taken at all points in the Erie terminal for use of the Supervisor of Regional Expenditures. This inventory of the stock piles under control of Gang Foremen here involved has, in the past, been made by the Foreman in charge except in the years 1949 and 1955. Carrier asserts without denial that on practically all divisions the annual inventory count of stock piles such as involved herein has been for years and still is taken by various crafts and classes of employees among which are Car Repairmen, Car Repairmen Helpers, Electricians, Electrician Helpers, Machinists, Gang Foremen, Pipe Fitters and Shop Laborers. From this it appears that the annual inventory of material charged out to and in possession of other departments is not work which has been recognized as belonging solely to clerical employees. The material inventory is not under their control or in their possession but it is under the control and in possession of the Gang Foremen and we think the inventorying is properly incidental to their regular duties.

AWARD: Claim denied.

/s/ R. H. Skinner, Jr.
R. H. Skinner, Jr., Carrier Member

S. V. W. Loehr, Employee Member

/s/ Mortimer Stone
Mortimer Stone - Chairman