

SPECIAL BOARD OF ADJUSTMENT NO. 259

In this as in other cases of like nature submitted to this Board, the parties have selected those rates paid to Agents at other locations which support their particular contentions.

AWARD NO. 25
Case No. 47

For the calendar year 1957 the express commissions received by the Roseton Agent averaged only \$5.15 per month. The general trend of business at this location would indicate that the volume of express commissions had been declining over a substantial period of time, however. We are, therefore, of the opinion that Article 18(a) became operative when express handling was discontinued at this location.

The heterogeneous rate structure existing under the Agreement makes it extremely difficult to make the comparison with "salaries paid for similar positions" as called for under this provision. Having examined all of the evidence that is available to us in this connection, we conclude that an increase in the amount of \$.03 per hour should be applied to the basic rate of the Roseton Agent position as of the date that the handling of express was discontinued at this location. The Carrier should grant retroactive compensation to the incumbent of the position in question in the amount specified above.

AWARD:

Claim sustained in accordance with the above Opinion.

/s/ Lloyd H. Bailer
Lloyd H. Bailer, Chairman

/s/ R. J. Woodman
R. J. Woodman, Employee Member

/s/ Chas. N. Faris
Charles N. Faris, Carrier Member

New York, New York
February 12, 1959

