

AWARD NO. 90  
CASE NO. 40

SPECIAL BOARD OF ADJUSTMENT NO. 266

TRANSPORTATION-COMMUNICATION EMPLOYEES UNION  
vs.  
ERIE LACKAWANNA RAILROAD COMPANY

STATEMENT OF CLAIM

Claim of the General Committee of The Order of Railroad Telegraphers on The Delaware, Lackawanna and Western Railroad, that:

- (1) Carrier violated the Agreement between the parties when it failed and refused to confine Cycle Relief Position 2-A, Home Station, Binghamton Passenger Station to "WF" Office, and compelled the occupant of Cycle Relief Position 2-A to perform relief service at East Binghamton Yard Office.
- (2) Carrier shall, because of such violation, pay the incumbent of Relief Position 2-A, one (1) hour travel time (30 minutes in each direction) at the pro rata rate (\$2.031) of the position at East Binghamton Yard, plus 40¢ (20¢ in each direction) in lieu of free transportation for December 7, 14, 21, 28, 1955; January 4, 11, 25 and February 1, 1956, and on each subsequent date that he was compelled to travel outside the confines of "WF" Office at Binghamton Passenger Station, to perform relief service.

OPINION OF BOARD:

The contention in this claim is that Carrier violated the Agreement by failing to confine Cycle Relief Position 2-A on the "WF" Office, Binghamton Passenger Station, and scheduling the occupant of said position to also perform relief service at the East Binghamton Yard Office during his five-day work week. Because of this alleged contract violation, it is requested that Carrier be directed to pay the incumbent of Relief Position 2-A the above-specified travel time plus travel expense.

The record discloses, however, that both of the locations at which the incumbent of the subject relief position was required to perform service are in Binghamton Terminal. There is no Agreement rule which provides for payment of travel time or expense within a city or terminal. Therefore the claim is without merit.

AWARD:

Claim denied.

*Lloyd H. Bailer*  
Lloyd H. Bailer, Neutral Member

*R. J. Woodman*  
R. J. Woodman, Employee Member

*R. A. Carroll*  
R. A. Carroll, Carrier Member

New York, New York

Date: October 9, 1966

