

AWARD NO. 37
Docket No. 37

SPECIAL BOARD OF ADJUSTMENT NO. 279

BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYEES
versus
MISSOURI PACIFIC RAILROAD COMPANY

STATEMENT

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

(1) The Carrier violated the effective Agreement by failing to call for overtime work on Sunday, September 7, 1958, B&B Foreman W. R. Helvering, Foreman of Gang No. 3, Palestine Division.

(2) B&B Foreman Helvering be now paid for 8 hours at his respective Foreman's rate and at time and a half on account of the violation referred to in Part 1 of this Claim.

FINDINGS: On Saturday, September 6, 1958, a derailment occurred and the Bridge and Building Supervisor was requested to furnish bridge men to assist section men in repair to track because not enough section men were available. It also appears that the bridge work required in that emergency could be and was deferred until Monday and was performed by claimant and his gang. Under those circumstances it does not appear that there was any need for a B&B Foreman for the emergency work Saturday night.

AWARD: Claim denied.

SPECIAL BOARD OF ADJUSTMENT NO. 279

(s) Dudley E. Whiting
Dudley E. Whiting - Chairman

(s) A. J. Cunningham
A. J. Cunningham - Employe Member

(s) G. W. Johnson
G. W. Johnson - Carrier Member

St. Louis, Missouri
November 3, 1959