

SPECIAL BOARD OF ADJUSTMENT NO. 279

BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYEES
versus
MISSOURI PACIFIC RAILROAD COMPANY

STATEMENT
OF CLAIM:

Claims of St. Louis Terminal Division B&B Employees J. H. Woodcock, Barney Humes, and P. E. Isam for reimbursement of transportation expenses St. Louis, Missouri, to Dupo, Illinois, during the period September 3, 1958, to September 26, 1958, incl. account required to travel outside the city limits of the City of St. Louis, claims as follows:

Howard Woodcock	B&B Foreman	\$17.10
Barney Humes	Asst. B&B Foreman	15.40
P. E. Isam	B&B Carpenter	15.80

FINDINGS: It appears that in the past there were three B&B Department gangs on the St. Louis Terminal Division, one at Dupo, a shop gang at Compton Avenue, St. Louis, and a division gang west of the river (St. Louis). At that time the division gang was permitted to start and quit the day's work at the nearest public transportation point at the city limits to the work site outside the City of St. Louis proper. On June 24, 1957, those gangs were abolished and there was established a shop gang at Compton and a St. Louis Terminal Division gang. Effective September 3, 1958, this terminal gang was instructed to assemble at their tool car which had been moved to Dupo, Illinois, a point within the St. Louis metropolitan area and within the St. Louis Terminal. They now claim transportation expense in this case and travel time allowance in Docket MW-51. We note that Rule 25 provides that

"Employees will not be allowed time while traveling***between their homes and designated assembling points***".

It is not reasonable to say that the former practice of limiting assembling points to the St. Louis city limits for a gang established to work west of the river (City of St. Louis) is now applicable to the revised gang advertised to cover the entire St. Louis Terminal. In view of the provision of that rule that different assembling points may be designated and its prohibition of time allowance from the employees' home thereto, it appears that the claim is without merit. That determination is confirmed by awards of the Third Division, National Railroad Adjustment Board, No. 4527 and No. 5886.

AWARD: Claim denied.

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

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

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

St. Louis, Missouri
November 5, 1959