

AWARD NO. 9
Docket No. 9

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 currently effective Agreement when, effective as of August 3, 1957, it required Water Service Department employees to discontinue pumping diesel fuel oil at Bismarck, Missouri, and then required such work to be performed by individuals holding no seniority rights under the scope of the subject Agreement.
- (2) The work of pumping diesel fuel oil at Bismarck, Missouri, be restored and returned to employees holding seniority in the Water Service Department.
- (3) The senior Water Service Department employee (who was furloughed as of August 8, 1957) be allowed pay at his straight time rate for an equal number of hours as that consumed by other than Water Service forces in pumping diesel fuel oil at Bismarck, Missouri, on and after August 3, 1957.

FINDINGS: The above claim has been settled by the parties and withdrawn from consideration by the Board.

AWARD: Claim dismissed.

SPECIAL BOARD OF ADJUSTMENT NO. 279

(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
July 16, 1959