

AWARD NO. 105

CASE NO. 135

SSW File 93-841-C-16

SPECIAL BOARD OF ADJUSTMENT NO. 280

PARTIES) Brotherhood of Maintenance of Way Employees
TO)
and
DISPUTE) St. Louis Southwestern Railway Company

STATEMENT OF CLAIM:

1. The Carrier violated the Agreement dated July 1, 1967, especially Rule 7-17, when it cut the expenses of welders and welder helpers from actual necessary expenses to \$2.15 a day as provided for certain classes of employees in the August 8, 1969 Agreement, which placed into effect Section 2, in conjunction with Section 1 of the Agreement dated March 7, 1969, relating to the application of Section 1 of the Award of Arbitration Board No. 298, NMB Case A-7948.

2. The Carrier shall now reimburse Welder B. W. Austin for the difference between actual necessary expenses in the amount of \$122.56, which the Carrier denied October 10, 1969, and the \$2.15 a day, beginning September 2, 1969 through September 30, 1969. And subsequent dates thereafter.

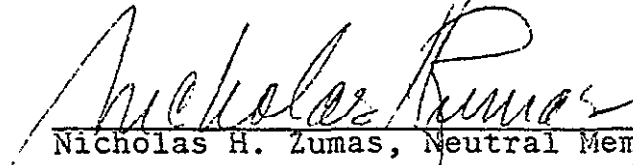
3. The Carrier shall be required to pay, in addition to the money amounts claimed herein, an additional amount of 10% per annum compounded annually on the anniversary date of claim.

FINDINGS:

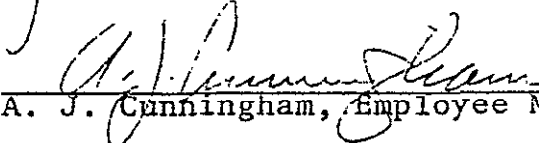
The issue to be determined in this dispute is identical to that in our Award No. 130 and the Board is governed accordingly.

AWARD: A. Sections 1 and 2 of the claim are sustained.
B. Section 3 of the claim is denied.

ORDER: Carrier is directed to make payment within thirty (30) days of the date of the award.


Nicholas H. Zumas, Neutral Member


M. L. Erwin, Carrier Member


A. J. Cunningham, Employee Member

DISSENTING

Tyler, Texas
October 30, 1975