

SPECIAL BOARD OF ADJUSTMENT NO. 280

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

STATEMENT OF CLAIM:

"It is the position of the Brotherhood that:


- "I. Carrier violated the Maintenance of Way Agreement, especially but not limited to Rule 2 - Seniority, Rule 5-4 - Bulletining Positions, and Rule 7-8 - Work on Unassigned Days, when it assigned track foreman to perform welders' work on May 29, 1974 at Camden Yards and on June 16, 1974 at Herbert, near Camden, Arkansas.
- "II. Welder Mr. J.F. Rochner and Welder Helper B.D. Doherty be allowed 5 hours each at straight time rate for May 29, 1974 and 12 hours each at time and one-half rate for June 16, 1976."

FINDINGS:

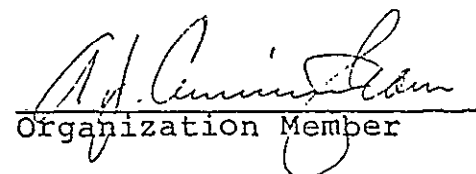
It is clear from the facts and circumstances of this dispute that the claim cannot be sustained. Rule 7-21 provides that employees in several sub-departments may perform incidental welding in connection with their regular duties. Rule 7-21 is clear indication that welders on this property do not have the sole and exclusive right to use cutting torches.

AWARD

Claim denied.


Neutral Member


Carrier Member


Organization Member

Date: March 18, 1977