

SPECIAL BOARD OF ADJUSTMENT NO. 235

BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYES

vs.

READING COMPANY

Award No. 30
Case No. 38

STATEMENT OF CLAIM:

Claim that the Carrier violated the agreement when on Friday and Saturday, February 3 and 4, 1961, it paid Reuben Kennedy, furloughed section laborer, at pro rata rate of pay for the hours from 5 p.m. to 1 a.m. February 3, and from 7 a.m. to 3 p.m. Saturday, February 4, 1961.

That he now be paid the difference between straight time and time and one-half for all hours worked on Friday and Saturday, February 3 and 4, 1961.

OPINION OF BOARD:

The evidence discloses that the claimant was serving as a relief employee in the track gang at Edgemont Street and therefore was entitled to be paid on the same basis as regular members of the gang. The rate of pay requested in the claim for work performed on the involved dates is that which claimant would have received as a regular member of the gang. The claim must be sustained.

AWARD:

Claim sustained.

(s) Lloyd H. Bailer
Lloyd H. Bailer, Chairman

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

(s) H. F. Wyatt, Jr.
H. F. Wyatt, Jr., Carrier Member

Philadelphia, Pa.,
January 29, 1963.