

Case No. 38
Award No. 41
Docket No. TE-9376
ORT Case 2112

SPECIAL BOARD OF ADJUSTMENT NO. 310

The Order of Railroad Telegraphers
and
The Pennsylvania Railroad Company

STATEMENT OF CLAIM: "Claim of the General Committee of the O.R.T. that with Time Table No. 8 effective April 24, 1955, some 21 new trains were scheduled to originate and terminate from Union Tower, Rahway, N. J. When the rate of pay for the positions at Union Tower established, they did not comprehend the handling of these trains and establish Union Tower as a Terminal point.

In accordance with Regulation 4-T-1 and 8-A-1 (c), I hereby request that the rate of pay for Union Tower be increased to that of a like position on the Region, effective 60 days prior to the listing of this claim." (New York Region Case No. 90 - System Docket No. 315)

FINDINGS:

We agree with Carrier contention, which is supported by prior action of the parties under Regulation 8-A-1 (c) that such regulations presuppose substantial changes in the duties and responsibilities of a position.

We cannot agree, however, that the facts in this case constitute a substantial change within the meaning and intent of Regulation 8-A-1 (c).

AWARD:

Claim denied.

Signed this 10th day of April, 1961.

/s/ E. A. Lynch
E. A. Lynch, Chairman

/s/ C. E. Alexander
C. E. Alexander, Carrier Member

/s/ R. J. Woodman
R. J. Woodman, Employee Member