

SPECIAL BOARD OF ADJUSTMENT NO. 374

Brotherhood of Railway and Steamship Clerks, Freight Handlers,
Express and Station Employes

and

THE PENNSYLVANIA RAILROAD COMPANY

STATEMENT OF CLAIM:

System Docket 262 - Philadelphia Region Case 15337 - "Claim of the System Committee of the Brotherhood that:

(a) The Carrier violated the Rules Agreement, effective May 1, 1942, except as amended, particularly Rule 2-A-1, and Paragraph III-2-B of Supplemental Agreement 'A', by unilaterally establishing a clerical position in the Car Distributor's Office at Harrisburg, Pennsylvania, Philadelphia Region, and appointing an individual to the position without regard to the various provisions of the Rules Agreement.

(b) The Claimant, Clerk Lawrence Cirillo, should be allowed eight hours' pay a day, as a penalty, commencing October 5, 1956, and continuing until the violation is corrected."

FINDINGS:

Carrier's Manager, Labor Relations, in his letter denying the claim here before us, noted the claim had not been handled in accordance with Rule 7-B-1, and, accordingly, should "not be entertained nor allowed."

Its position is correct.

AWARD:

Claim dismissed.

Signed this 12th day of December, 1961.

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

/s/ A. E. Myles,
A. E. Myles, Carrier Member

/s/ A. B. Seward
A. B. Seward, Employee Member