

SPECIAL BOARD OF ADJUSTMENT NO. 374

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

and

THE PENNSYLVANIA RAILROAD COMPANY

STATEMENT OF CLAIM:

System Docket 358 - S. G. O. Supervisor, Expenditures Case 557 -
"Claim of the System Committee of the Brotherhood that:

(a) The Carrier violated the Clerks' Rules Agreement, effective May 1, 1942, except as amended, particularly the Scope and Rule 2-A-1, when it failed to advertise a position in the Office of Auditor of Expenditures, Comptroller's Department, Philadelphia, Pa., and assigned the work to J. J. Agnew, who held a position designated as 'Special Duty'.

(b) Paul A. Dougherty, ^{Clerk} be compensated for the difference between his own rate of pay and the rate of pay of J. J. Agnew, Clerk, beginning October 8, 1956, and until adjusted, as a penalty."

FINDINGS:

We have reviewed this record carefully particularly the responsibilities and functions of the Methods and Procedures Department engaged in electronic data processing.

We have also analyzed the advertised duties of the Machine Operator position held by Claimant Paul A. Dougherty, as well as the assignment given Agnew.

The conclusion that the work performed, and responsibilities held by Agnew are not the same as those attaching to Dougherty's job, is inescapable. A denial award is in order.

AWARD:

Claim denied.

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