

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 No. 282 - Lake Region Case No. 25298 - "Claim of the  
System Committee of the Brotherhood that:

(a) The Carrier violated the Rules Agreement, effective May 1, 1942, except as amended, particularly the Scope Rule, when it assigned H. C. Ohliger, who is not covered by the Clerks' Rules Agreement, to perform the clerical duties of making physical checks of tracks, and preparing and maintaining seal records of cars of grain, at the Outer Yard, Toledo, Ohio, Lake Region.

(b) The Claimant, Clerk M. T. Stanford, should be allowed eight hours' pay a day, as a penalty, for April 16, 1957, and each of the sixty-four additional specified dates during April, May, June, July and August, 1957. (Docket 282)"

FINDINGS:

We will deny this claim for three reasons:

1. This record discloses that Employee Ohliger did not "perform the clerical duties of making physical checks of tracks."
2. Such records as he made - "takes seal record before the door is opened and maintains record of seal applied by Board of Trade Inspectors" -- were incident to his assignment.
3. The entirety of his assignment is not work which accrues to clerks to the exclusion of all other crafts.

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