

SPECIAL BOARD OF ADJUSTMENT 1110

Award No. 56
Case No. 56

PARTIES TO DISPUTE:

Brotherhood of Maintenance of Way Employees
and
CSX Transportation, Inc.

STATEMENT OF CLAIM:

Claim of the System Committee of the Brotherhood that:

- 1) The Agreement was violated when the Carrier failed to provide transportation from the lodging site to the work site for members of SPG Gang 5XT4 on Tuesday, September 3, 1996 which resulted in said employees being unable to begin work until three and one-half (3.5) hours after the regularly scheduled starting time [System File SPG-TC-1779/12(96-1326) CSX].
- 2) As a consequence of the violation referred to in Part (1) above, the Claimants* listed below shall each be allowed three and one-half (3.5) hours' pay at their respective straight time rates.

FINDINGS:

This Board, upon the whole record and all of the evidence, finds and holds as follows:

1. That the Carrier and the Employee involved in this dispute are, respectively, Carrier and Employee within the meaning of the Railway Labor Act, as amended,; and
2. That the Board has jurisdiction over this dispute.

OPINION OF THE BOARD:

The parties indicated that they had agreed to settle the instant dispute. As a result, the Award shall indicate that the Claim is dismissed.

AWARD:

The Claim is dismissed in accordance with the Opinion of the Board.


Robert L. Douglas
Chairman and Neutral Member


Donald D. Bartholomay
Employee Member


Patricia A. Madden
Carrier Member

Dated: October 6, 1999