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Award No. 26
Docket No. 26

SPECIAL BOARD OF ADJUSTMENT NO. 166

BROTHERHOOD OF RAILWAY AND STEAMSHIP CLERKS,
FREIGHT HANDLERS, EXPRESS AND STATION EMPLOYEES
versus
MISSOURI PACIFIC RAILROAD COMPANY

STATEMENT OF CLAIM: Claim of the System Committee of the Brotherhood that:

1. When on December 4, 1956, Carrier utilized Traveling Car Agent B. E. Marshall who is "outside" the Clerks' Agreement, to perform routine clerical work at the North Little Rock Yard Office consisting of checking of the records and compiling a report on fifteen delayed cars, the waybills for which were handed Mr. Marshall by Mr. M. L. Smith, General Superintendent of Transportation, who had removed the waybills from the waybill case, resulting in Mr. Marshall working approximately eight hours to work up the data and compile the report covering, it violated Rules 2, 3, the overtime and related rules of the Clerks' Agreement.
2. Furloughed Clerk R. L. Sullivan shall be compensated by the Carrier for eight (8) hours at the pro rata daily rate of \$16.62 of General Clerk position, abolished on or about October 13, 1956, when the work here involved became the assigned duty of the Chief Caller, rate \$17.40 per day; claim account Carrier violation of the Clerks' Agreement.

FINDINGS: On the basis of the confronting record here, it is apparent that the information compiled by the Traveling Car Agent went beyond the scope of that contained in an "old load list" and was not an invasion of the clerical duties of the claimant, but rather was a performance of functions properly those of a Traveling Car Agent.

AWARD: Claim denied.

SPECIAL BOARD OF ADJUSTMENT NO. 166

/s/ Livingston Smith
Livingston Smith - Chairman

/s/ Ira F. Thomas
I. F. Thomas - Employee Member

/s/ G. W. Johnson
G. W. Johnson - Carrier Member

St. Louis, Missouri
September 20, 1957