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AWARD NO. 19  
NRAB DOCKET NO. CL-8390  
CASE NO. 19  
SSW FILE R-51-1051  
BRC FILE NR-27-1

SPECIAL BOARD OF ADJUSTMENT NO. 169

PARTIES ) The Brotherhood of Railway and Steamship Clerks  
TO )  
DISPUTE ) St. Louis Southwestern Railway Company

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

(1) That Carrier violated the Clerks' current Agreement by its action on or about June 18, 1951, when it required Yard Clerk D. M. Temple of Shreveport, Louisiana, to suspend that portion of his regularly assigned duties of checking cars at the Barksdale Air Force Base, and contracted that portion of his duties to the L&A Railway Company at Shreveport, Louisiana.

(2) That Yard Clerk D. M. Temple be paid an additional one hour and fifteen minutes per day for 110 days, which represents the number of regularly assigned work days on his position between June 18 and December 1, 1951, and that he be paid two hours for each of the 20 Saturdays between June 18 and December 1, 1951. These days do not include the 10 working days and 3 Saturdays of his vacation period July 23 through August 3, 1951. The time claimed to be figured at one and one-half times his rate of pay, and to be in addition to what he has already been paid during same period of time.

FINDINGS: The Board is of the opinion that the Carrier violated the Clerks' Agreement in this instance. The only question remaining is whether anyone was damaged or if any damage accrues to anyone in this case. The Board is of the opinion that there were some twenty Saturdays wherein this employee, claimant here, would have been required to check the yards on an overtime basis and that this is the only penalty the Board can find that can be attached hereto and that Claimant should be paid for one hour and fifteen minutes at straight time rate to take care of the Saturdays involved.

AWARD: Claim disposed of in keeping with the above Findings.

/s/ Frank P. Douglass  
Frank P. Douglass, Chairman

/s/ W. E. Straubinger  
W. E. Straubinger, Employee Member

/s/ L. C. Albert  
L. C. Albert, Carrier Member

Tyler, Texas  
March 22, 1957