

Under the
RAILWAY LABOR ACT
Special Board of Adjustment No. 226
Hearings April 9-30, 1958
Dallas, Texas
Award No. 2



PARTIES TO DISPUTE:

THE ORDER OF RAILROAD TELEGRAPHERS

MISSOURI-KANSAS-TEXAS LINES

STATEMENT OF CLAIM:

Group 1 ORT Claim No. 11-27-22 is on behalf of J. H. Browning, Temple, Texas for a "call" (three hours pro rata) account train order No. 19 being copied at (Cobel) Temple at 2:03 a.m., May 13, 1957 by Assistant Superintendent W. L. Nigh, for Train No. 75, in violation of Rule 1 (a) and 1 (e).

FINDINGS:

Rule 1 (a) is applicable to this position and the train order in question.

Mr. Browning was on duty at this office in Temple at the time the Assistant Superintendent copied the train order by phone at another point in Temple (Cobel), 2 miles distant. He was not subject to "call" within the meaning Rule 1 (e). Rule 1 (e) is a "call" rule for an employee not on duty. It is to protect him against loss of work belonging to him under Rule 1 (a) if that work is required when he is not on duty.

AWARD:

Claim denied.

/s/ Daniel C. Rogers
Daniel C. Rogers, Chairman
Fayette, Missouri

/s/ W. I. Christopher
W. I. Christopher, Employee Member
Deputy President, O. R. T.
3860 Lindell Blvd.
St. Louis, Missouri

/s/ A. F. Winkel
A. F. Winkel, Carrier Member
Ass't. General Manager
Missouri-Kansas-Texas Lines
Dallas, Texas

Dallas, Texas

August 1, 1958