

SPECIAL BOARD OF ADJUSTMENT NO. 266

406-3

THE ORDER OF RAILROAD TELEGRAPHERS

vs.

THE DELAWARE, LACKAWANNA AND WESTERN RAILROAD COMPANY

AWARD NO. 80
CASE NO. 136
402-1/4-148
(202-59)

EMPLOYEES' STATEMENT OF CLAIM:

Claim in favor of J. J. McCauley, an extra employe for \$48.08, less the amount paid for working on Washington's Birthday, February 23, 1959.

OPINION OF BOARD:

Commencing February 20, 1959 Claimant J. J. McCauley was assigned from the extra board to fill a position due to the regular employee being off. On February 23, 1959, which was recognized on the property as Washington's Birthday (a contract holiday), Claimant worked this position for 8 hours and was compensated at the rate of time and one-half. The claim is that he also was entitled to 8 hours pay at pro rata rate as holiday pay.

Since the Claimant was not a regularly assigned employee at the time in question, he was not entitled to holiday pay under the provisions of the Agreement of August 21, 1954.

AWARD:

Claim denied.

/s/ Lloyd H. Bailer
Lloyd H. Bailer, Neutral Member

/s/ W. I. Christopher
W. I. Christopher, Employee Member

/s/ R. A. Carroll
R. A. Carroll, Carrier Member

New York, N. Y.
December 3, 1959.