

SPECIAL BOARD OF ADJUSTMENT NO. 279

BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYEES
versus
MISSOURI PACIFIC RAILROAD COMPANY

STATEMENT
OF CLAIM:

Claim of the System Committee of the Brotherhood that:

- (1) The Carrier violated the Agreement by assigning to the Lamp Tender at Jefferson City, Missouri, the oiling of switches, which work is that of a Section Laborer, on or about March 19, 1958.
- (2) Section Laborer Hubert Schmitz be now compensated a day's pay of eight hours at his pro-rata rate for October 29, November 5, November 19, November 26, December 3, December 10, and December 17, 1958, and any subsequent dates that the Lamp Tender oiled the switches as referred to in Part 1 of this claim.

FINDINGS: In this case the lamp tender at Jefferson City was assigned some work of oiling switches to fill out his time, which amounts to no more than 6 hours per week. The Lamp Tender position is simply a higher ranking section laborer job and we find no provision of the agreement that would restrict the assignment to him of some small amount of section laborer duties to fill out his time.

AWARD: Claim denied.

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(s) Dudley E. Whiting
Dudley E. Whiting - Chairman

(s) A. J. Cunningham
A. J. Cunningham - Employee Member

(s) G. W. Johnson
G. W. Johnson - Carrier Member

St. Louis, Missouri
November 5, 1959