

SPECIAL BOARD OF ADJUSTMENT NO. 285

BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYEES

vs.

READING COMPANY

Award No. 31

Case No. 31

STATEMENT OF CLAIM:

1. The Carrier violated the effective Agreement by assigning a Plumber and a Helper, employees outside the Scope of the effective Agreements, to the performance of carpenter work in the building of a sedimentation box at Pier 6, Shore Road, Port Richmond, Philadelphia, on June 6 and 7, 1960.
2. All Carpenters or Wharfbuilders holding seniority rights to the performance of this work referred to be now paid their pro rata share of a number of hours equivalent to the number spent by the Plumber and his Helper in performing this work.

OPINION OF BOARD:

On June 6 and 7, 1960, in connection with the installation of a sewage disposal line at Port Richmond, Pa., the Carrier built a sedimentation or drainage box at Pier 6 along Shore Road, Port Richmond, Philadelphia, Pa. There is a 6" sewage line running into the box and another line running out so that the sediment drains into the Delaware River. On June 6 four carpenters were assigned to the work and on June 7 two carpenters were assigned to complete the work. A plumber was also assigned to the job site on these days. Although the claim refers to a plumber helper, there is no evidence in the record that such an employee was on duty at this location on the subject dates.

The record discloses that the Carrier assigned a sufficient number of carpenters on the days in question to perform the available work of their craft at this location. It also was necessary to have a plumber on duty at the site of the job. The record is vague on the specific details of the work performed by the plumber but there is no showing that he was used to deprive any carpenters of work accruing to the carpenter craft.

AWARD:

Claim denied.

(s) Lloyd H. Bailer

Lloyd H. Bailer, Chairman

(s) A. J. Cunningham

A. J. Cunningham, Employee Member

(s) H. F. Wyatt, Jr.

H. F. Wyatt, Jr., Carrier Member

Philadelphia, Pa.,
January 29, 1963.