

AWARD NO. 59
CASE NO. 52

SPECIAL BOARD OF ADJUSTMENT NO. 285

BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYEES
vs.
READING COMPANY

STATEMENT OF CLAIM:

1. Claim is presented that the Carrier violated the agreement when on September 17 and 18, 1963, it assigned or otherwise permitted the District Gang from Neshaminy Falls to break concrete and restore with Amiesite the Westbound Platform at Noble, Pa.
2. That Mason Gang Leaders, Masons and their helpers be paid the equivalent number of hours spent by the District in performing this work.
3. That the following be paid the difference between their rate of pay and rate of Mason for time spent performing this work on September 17, 18, 1963: M. Suder, M. Bucello, F. Jenkins, C. Dickerson, C. Latimore, J. Felder, W. Williams, A. Watkins, W. Benjamine, and W. Mulenosky.

OPINION OF BOARD:

The circumstances in this case are the same as in Award No. 58 except for the difference in dates and the fact that the work in the present case was performed on the Westbound Platform at Noble, Pa. Our conclusion is, therefore, the same as in Award No. 58.

AWARD: Parts 1 and 2 of the claim are sustained. Part 3 of the claim is dismissed.

/s/ Lloyd H. Bailer
Lloyd H. Bailer, Chairman

/s/ A. J. Cunningham
A. J. Cunningham, Employee Member

/s/ V. W. Bigelow
V. W. Bigelow, Carrier Member

Philadelphia, Pa.
June 28, 1966.