

AWARD NO. 25
CASE NO. MW 263

SPECIAL BOARD OF ADJUSTMENT NO. 293

BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYEES
versus
THE CENTRAL RAILROAD COMPANY OF NEW JERSEY

STATEMENT OF CLAIM:

That the Carrier violated the effective agreement when on January 19, 1960, they assigned a Track Laborer to perform Crossing Watchmen duties on Broadway Crossing, Long Branch, N. J.

That the senior extra crossing watchman who filed for extra and relief work under the provisions of Exhibit No. 9 of the Working Agreement or Crossing Watchman Joseph Stroffolino, the regularly assigned employee, now be reimbursed in the amount of one "CALL" for work performed by a Track Laborer on January 19, 1960.

OPINION OF BOARD:

At about 8:00 P.M., on the date of the claim, the gates at Broadway Crossing (Long Branch, N. J.) became inoperative due to a broken cable. Track Laborer B. Rego, who resides four blocks from the crossing, was called at 8:50 P.M. to give the regular Crossing Watchman assistance in protecting the crossing. The Track Laborer was released at 10:30 P.M. Crossing watchmen are in a separate sub-department and are on a seniority roster separate from that of track laborers. The seniority of these two employee categories is not interchangeable. The confronting claim is based upon the contention that a crossing watchman should have been called to render the assistance for which a track laborer was called.

The Carrier was confronted with an emergency situation in the subject instance. Because of this fact, we find no merit in the claim.

A W A R D: Claim denied.

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

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

/sd/ C. S. Strang
C. S. Strang, Carrier Member

Jersey City, N. J.
October 13, 1964.