

AWARD NO. 7
CASE NO. MW-177

SPECIAL BOARD OF ADJUSTMENT NO. 293

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

STATEMENT OF CLAIM:

- (1) The Carrier violated the effective agreement on April 10, 11 and 12, 1958, by assigning Carmen to construct and paint a new door for the machine shop at the Communipaw Engine Terminal.
- (2) The B&B Carpenters and Painters of the Structures Department who would have been assigned to this work at Communipaw Engine Terminal be now paid at their respective pro rata rates for an equal number of hours as were worked by the Carmen in the performance of the work referred to in Part (1) of this claim.

OPINION OF BOARD:

Mechanical Department employees in the Carmen's craft constructed a door with dimensions of 9' 8" by 10' 3" and gave it a prime coat of paint. This door was then installed in the Machine Shop, Communipaw Engine Terminal, by B&B Carpenters. Claim is made that the Carrier violated the subject agreement by assigning the building of this door to employees in the Carmen's craft.

The door in question was of custom size, as is evident from its dimensions. While the Carrier's Carpentry Shop builds doors of ordinary sizes, it is not equipped to make a door of this dimension. The evidence also discloses that Mill Shop Carmen have previously constructed doors for use in the Carrier's facilities. Under these circumstances, we conclude that no Agreement violation occurred in this instance.

A W A R D

Claim denied.

(s) Lloyd H. Bailer

Lloyd H. Bailer, Neutral Member

(s) A. J. Cunningham

A. J. Cunningham, Employee Member

(s) C. S. Strang

C. S. Strang, Carrier Member

Jersey City, N. J.
November 30, 1959