

SPECIAL BOARD OF ADJUSTMENT NO. 306

THE ORDER OF RAILROAD TELEGRAPHERS

VS.

THE NEW YORK, NEW HAVEN & HARTFORD RAILROAD COMPANY

STATEMENT
OF CLAIM:

"1. Carrier violated the prevailing agreement between the parties when, on December 25, 1959 and January 1, 1960 it held Messrs. Frank Bodjunik and D. T. Brown, regularly assigned signal station operators, on the second and third shifts, respectively, at Signal Station 151, Providence, R. I. off duty and improperly transferred the work of their positions to incumbents of other positions under the agreement when the regularly assigned employees were available for service.

2. Carrier shall now compensate Messrs. Frank Bodjunik and D. T. Brown the difference between eight hours at pro rata time and eight hours at time and one half to which entitled."

FINDINGS:

At SS 151 there are two five day positions, first and second trick and one six day position, third trick, which normally control west end movements. There are also seven day positions on each trick which normally control east end movements. On the holidays specified in the claim the carrier blanked some or all of the five or six day positions due to traffic reduction and any work remainign was performed by the seven day positions.

Article 3 provides for blanking five or six day positions on holidays. The organization contends that for a position to be blanked every item of work must be suspended. That is wholly unrealistic, contrary to the purposes for which holiday pay was sought and granted, and was rejected in Award 7137 of the Third Division, N.R.A.B.

AWARD: Claim denied.

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/s/ Dudley E. Whiting
DUDLEY E. WHITING, REFEREE

/s/ Rullell J. Woodman
RUSSELL J. WOODMAN, Employee Member

/s/ J. J. Duffy
J. J. DUFFY, Carrier Member

DATED: June 13, 1961