

Award No. 12
S.B.A. Case No. 12
(Third Division Docket No. 10550)

SPECIAL BOARD OF ADJUSTMENT NO. 313

BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYEES
vs.
UNION PACIFIC RAILROAD COMPANY

STATEMENT
OF CLAIM:

"Claim of the System Committee of the Brotherhood that:

- "(1) The Carrier violated the effective Agreement when it required Section Foreman Albin W. Dunsten, Assistant Section Foremen J. M. Baker and James E. Hewitt, Sectionmen Henry P. Fick, Ellis L. Harper, Charles W. Paul, Jr., Everett E. Bottlemiller, Carol E. McCullough and Thomas W. Young to suspend work during their regular assigned work period on various dates during the period from March 18, 1957 through April 4, 1957.
- "(2) The Carrier further violated the effective Agreement when it failed to use Sectionman Henry P. Fick to perform six (6) hours of overtime service on March 17, 1957, one (1) hour on March 23, 1957, and two (2) hours on March 24, 1957, and in lieu thereof, assigned the overtime service to a junior employee.
- "(3) The Claimants referred to in Part (1) of this claim be allowed pay at their respective straight time rates for the number of hours each was required to suspend work during their regularly assigned work period during the period referred to in Part (1) of this claim.
- "(4) Sectionman Henry P. Fick be allowed nine (9) hours of overtime pay because of the violation referred to in Part (2) of this claim."

FINDINGS: The parties to the above dispute have agreed upon a settlement thereof.

AWARD: Claim dismissed.

SPECIAL BOARD OF ADJUSTMENT NO. 313

(s) Marion Beatty
Marion Beatty, Chairman

(s) A. J. Cunningham
A. J. Cunningham, Organization Member

(s) A. D. Hanson
A. D. Hanson, Carrier Member

Omaha, Nebraska
June 9, 1960