

SPECIAL BOARD OF ADJUSTMENT NO. 374

Brotherhood of Railway and Steamship Clerks, Freight Handlers,  
Express and Station Employees

and

THE PENNSYLVANIA RAILROAD COMPANY

STATEMENT OF CLAIM:

System Docket 359 - S. G. O. Supervisor, Expenditures Case 857 -  
"Claim of the System Committee of the Brotherhood that:

(a) The Carrier violated the Clerks' Rules Agreement, effective May 1, 1942, except as amended, particularly Rule 4-A-1 (i), when it assigned the duties of the position of Clerk E. P. Bakley to the incumbent of a supervisory position on Saturday, April 20, 1957.

(b) The Claimant, E. R. Bakley, be compensated for eight hours' pay, at the punitive date, for April 20, 1957."

FINDINGS:

It is very clear that the work performed by J. R. Klusman as assistant lead clerk was in the category of his assigned duties.

His position being excepted from only the advertising and displacement rules of the applicable agreement, it follows that the duties of his position are fully covered by the scope rule of the agreement, and Claimant could not - under such circumstances - prove a violation.

AWARD:

Claim denied.

Signed this 12th day of December, 1961.

/s/ Edward A. Lynch  
E. A. Lynch, Chairman

/s/ A. E. Myles  
A. E. Myles, Carrier Member

/s/ A. B. Seward  
A. B. Seward, Employee Member