

Award No. 15
Case No. MW-12-SE

SPECIAL BOARD OF ADJUSTMENT NO. 605

PARTIES) Brotherhood of Maintenance of Way Employees
TO) and
DISPUTE:) Gulf, Mobile and Ohio Railroad Company (Southern Region)

QUESTION Are Albert McDougle and Albert McCune entitled to compensa-
AT ISSUE: tion as provided in Section 1 of Article IV of the Media-
tion Agreement of February 7, 1965, or as provided in
Section 2 of Article IV of said agreement?

OPINION The record shows that it was not the practice on the property
OF BOARD: to bulletin regular positions of the type which Albert
McDougle and Albert McCune might have obtained through the
exercise of their seniority rights; nor is there any showing
that an extra list existed at the time. Both employees
worked full time in June, July, August, September and
October, 1964. Accordingly, we conclude that they held
"regularly assigned positions on October 1, 1964" as this
language is used in Section 1 of Article IV of the February
7, 1965 Mediation Agreement.

AWARD

Albert McDougle and Albert McCune are entitled to compensa-
tion as provided in Section 1 of Article IV of the Mediation Agreement of
February 7, 1965.

REFEREES:

Lloyd H. Bailer
William H. Cunn
David D. Link

Washington, D. C. - December 19, 1967