

SPECIAL BOARD OF ADJUSTMENT NO. 605

PARTIES ) Chicago, Milwaukee, St. Paul & Pacific Railroad Company  
TO THE ) and  
DISPUTE ) Brotherhood of Maintenance of Way Employees

QUESTIONS (1) Did the Carrier violate the Mediation  
AT ISSUE: Agreement dated February 7, 1965, Article  
I, Section 1, when it failed to return  
Trackman Percy Sias to his position as a  
trackman on the LaCrosse Division on  
March 1, 1965, and


(2) Should Trackman Percy Sias now be  
compensated at his applicable rate of  
pay for each work day lost from March 1,  
1965 to April 2, 1965.

OPINION Since this claim involves an interpretation  
OF BOARD: of the Agreement, it was timely filed within 60  
days of December 24, 1965, pursuant to page 18  
of the Interpretations dated November 24, 1965.

Claimant qualified as a protected employee,  
but according to Carrier, lost that status for failure to  
displace within 30 days of his layoff on December 11, 1964.  
In accordance with Award No. 63, the claim is sustained.

A W A R D

The answer to Questions 1 and 2 is "Yes."

  
Milton Friedman  
Neutral Member

Dated: Washington, D.C.  
June 10, 1969