

SPECIAL BOARD OF ADJUSTMENT NO. 605

PARTIES)
TO)
DISPUTE)
Brotherhood of Railway, Airline and Steamship Clerks,
Freight Handlers, Express & Station Employees
and
Erie Lackawanna Railroad Company

QUESTIONS
AT ISSUE:

- (1) Mr. E. Bonaski, an employee of the Erie Lackawanna Railroad Company, was involved in the coordination of the passenger stations of the former Erie Railroad and former Delaware, Lackawanna and Western Railroad at Jersey City and Hoboken, N. J., which occurred on or about October 13, 1956, including the ferry abandonment on January 18, 1958, as a part of such coordination; and as an employee "continued in service" is, therefore, entitled to be paid a displacement allowance under Section 6 of the "Agreement of May, 1936, Washington, D.C."
- (2) As an employee involved in the consolidation and "continued in service", Mr. E. Bonaski is entitled to be paid a displacement allowance equal to the difference between his monthly earnings on any position he has held during the protective period provided for in Section 6 and his average monthly earnings during the "test period" as defined in Section 6 (c).

OPINION
OF BOARD:

The instant dispute parallels the one submitted in Case No. CL-34-E and arose out of the coordination of facilities between Erie Railroad and Delaware, Lackawanna and Western Railroad Company. Inasmuch as we carefully analyzed the arguments of the parties in CL-34-E, we are adhering to our conclusions reached in Award No. 187, decided on January 19, 1970.

We would further note that despite the Organization's contention that Claimant, E. Bonaski, was first affected on December 14, 1958, the date his position of Ferry Master was abolished, we find this statement to be inaccurate. In Organization's Exhibit "A", a letter dated January 14, 1961, signed by the General Chairman and addressed to the Carrier, the following statement is contained:

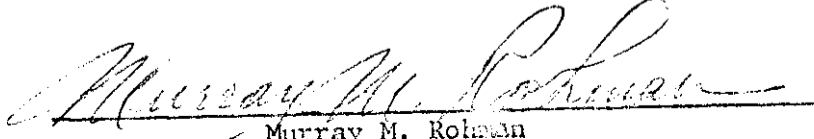
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"Mr. Bonaski was adversely affected on January 18, 1958 or thereabouts as a result of the abandonment of the Erie ferry service."

It is, therefore, our considered opinion that Claimant is entitled to be paid a displacement allowance under Section 6 of the Washington Job Protection Agreement. Such allowance shall commence on January 18, 1958, the date of the first adverse effect of the coordination on the employee, and shall continue for a period of five years therefrom.

AWARD

Claimant, E. Bonaski, is entitled to a displacement allowance commencing on January 18, 1958, the date of the first adverse effect on the employee, and shall continue for a period of five years therefrom.


Murray M. Rohman
Neutral Member

Dated: Washington, D. C.
January 19, 1970