

PUBLIC LAW BOARD NO. 1305

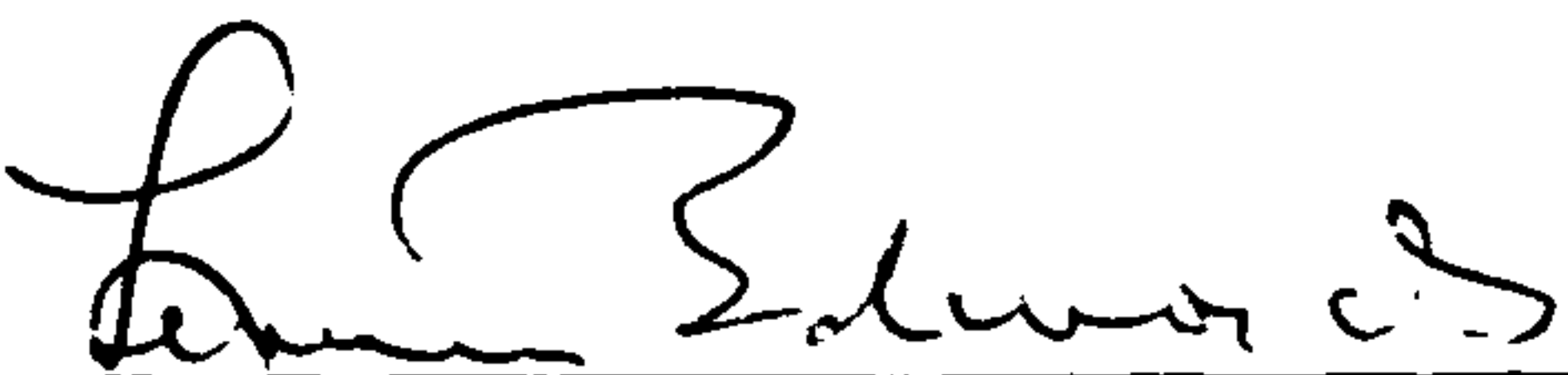
PARTIES TO DISPUTE: United Transportation Union  
General Committee of Adjustment - Enginemen  
vs  
Baltimore and Ohio Railroad Company


STATEMENT OF CLAIM: Engineer C. Z. Kilgore, Jr. and Fireman J. N. Lambdin claim 100 miles each for derailment at Ottawa, Ohio December 11, 1972. Rejection Notice J-47203.

STATEMENT OF FACTS: A road work train was required, upon instruction of competent authority, to pull the rear fifteen cars and caboose back from a derailed foreign line train, operating over Baltimore and Ohio trackage under Trackage Agreement, and shove those cars through an adjacent siding to a coupling with the head portion of the derailed train. The foreign line engine could not have coupled their train together due to single track main line territory.

FINDINGS: Claimant crew was not in one of the two classes of road freight service that are to be paid for time spent in other service under Award of Arbitration Board 168. Claimant crew is construed in the existent situation found herein to have been used in combination service and in view of this fact could be required to "perform two or more classes of road service" without additional compensation.

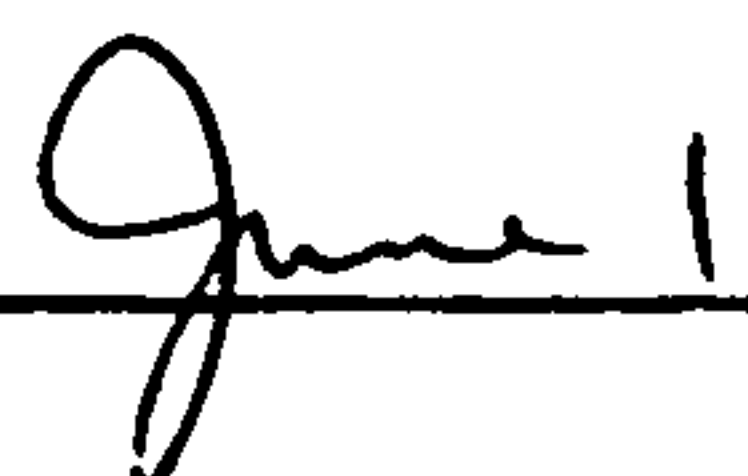
AWARD: Claim denied.

  
Leverett Edwards, Chairman & Neutral

  
T. W. Keating, Organization Member

  
C. J. Schuler, Carrier Member

Baltimore, Maryland

  
June 1, 1977.