

PUBLIC LAW BOARD NO. 111 - AWARD NO. 5

PARTIES TO DISPUTE:

Brotherhood of Railroad Trainmen)
and) Organization's File: N-99
Norfolk and Western Railway Company) Carrier's File: T-11370

STATEMENT OF CLAIM:

This submission involves claim for payment of 210 miles at freight rate in lieu of 105 miles at freight rate and 105 miles at passenger rate, already allowed, each date, April 10, 17 and 24, 1961 in favor of Pocahontas Division Brakeman M. L. Johnson account handling revenue freight car in passenger train No. 26, these dates.

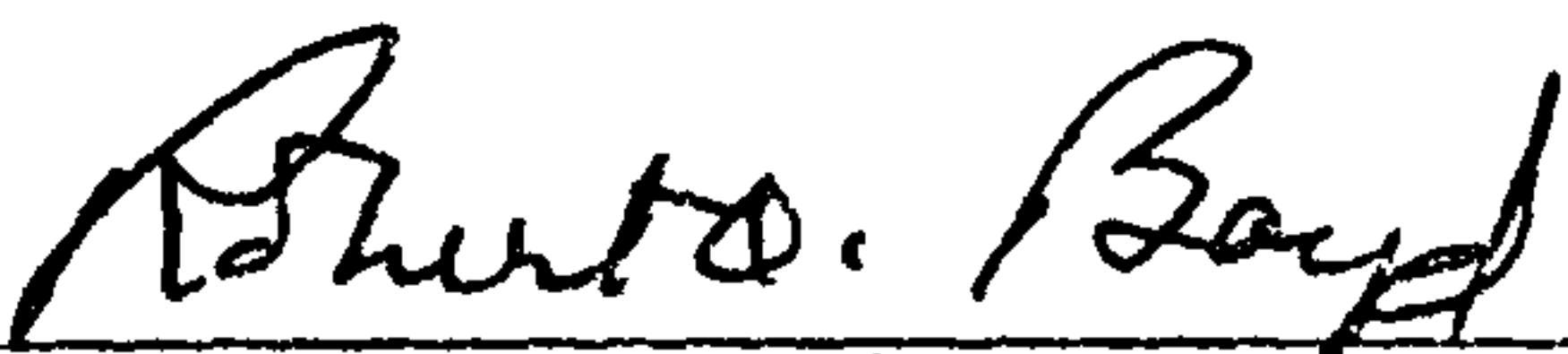
FINDINGS:


The claimant, trainman, was regularly assigned in turn-around passenger service, Williamson to Bluefield to Williamson. He was released at Bluefield for more than three hours, and, under Article 1(h), each leg of the trip was paid separately. On the claim dates, revenue freight cars were handled Williamson to Bluefield. He has been allowed freight rate on the leg of his trip Williamson to Bluefield and passenger rate from Bluefield to Williamson. He claims the freight rate for the entire trip under Article 10, the more than one class of road service rule.

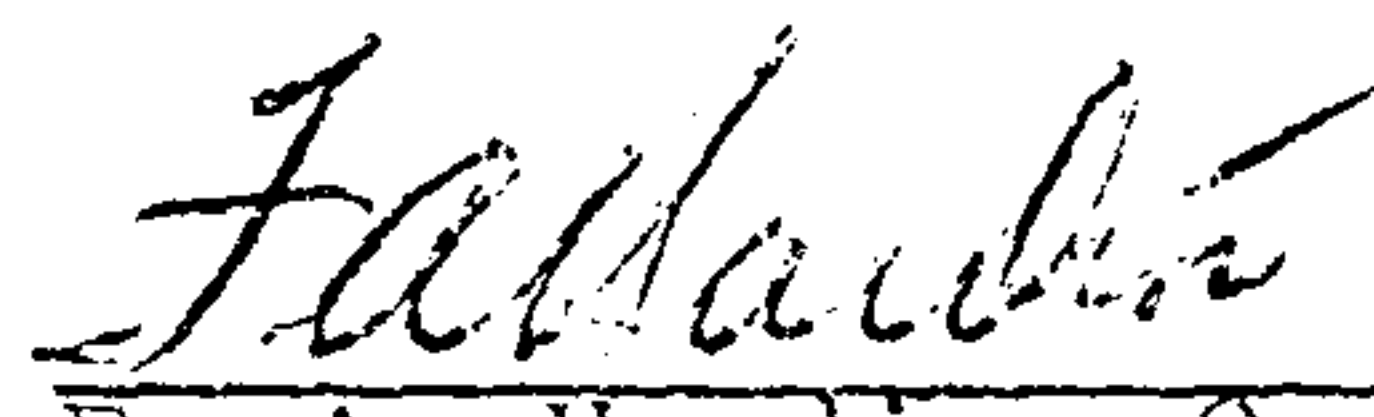
The claimant's "day or trip" was Williamson to Bluefield to Williamson. Under Article 1C-A-2 when performing more than one class of service he is entitled to the highest rate applicable to any class of service performed during the entire trip.

AWARD:

Claim sustained.


Robert O. Boyd, Chairman


E. M. Martin, Carrier Member


F. A. Hardin, Organization Member

Dated at Roanoke, Virginia
April 25, 1968