

PUBLIC LAW BOARD NO. 745

Award No. 5  
Case No. 7  
File No. T-2151

PARTIES ) UNITED TRANSPORTATION UNION (T)  
TO )  
DISPUTE ) THE COLORADO AND SOUTHERN RAILWAY COMPANY

STATEMENT

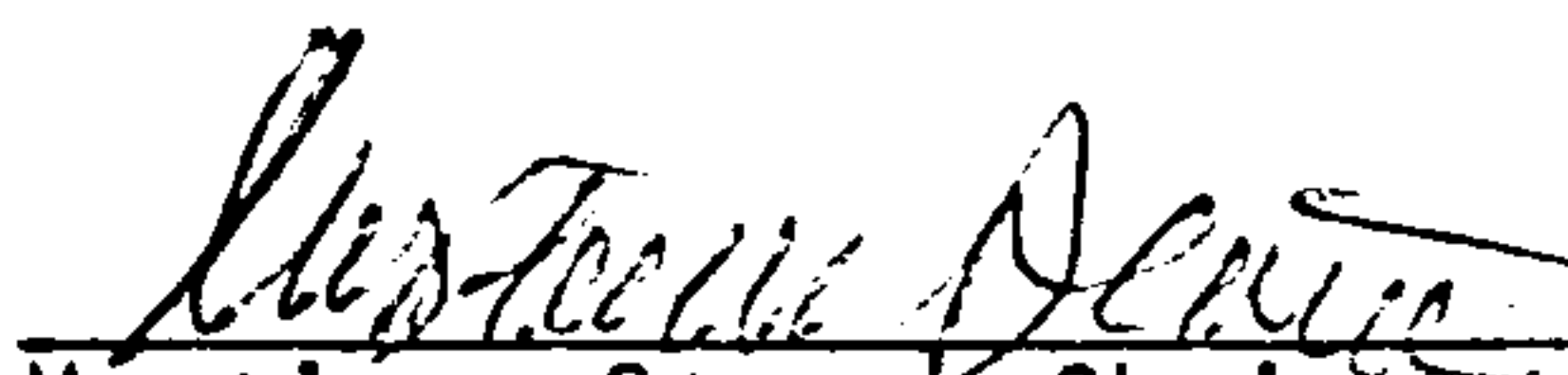
OF CLAIM: Claim of Conductor H. P. Courtney and crew for an additional allowance of 100 miles at local freight rate for service performed at Cedarwood, Colorado, January 19, 1971.

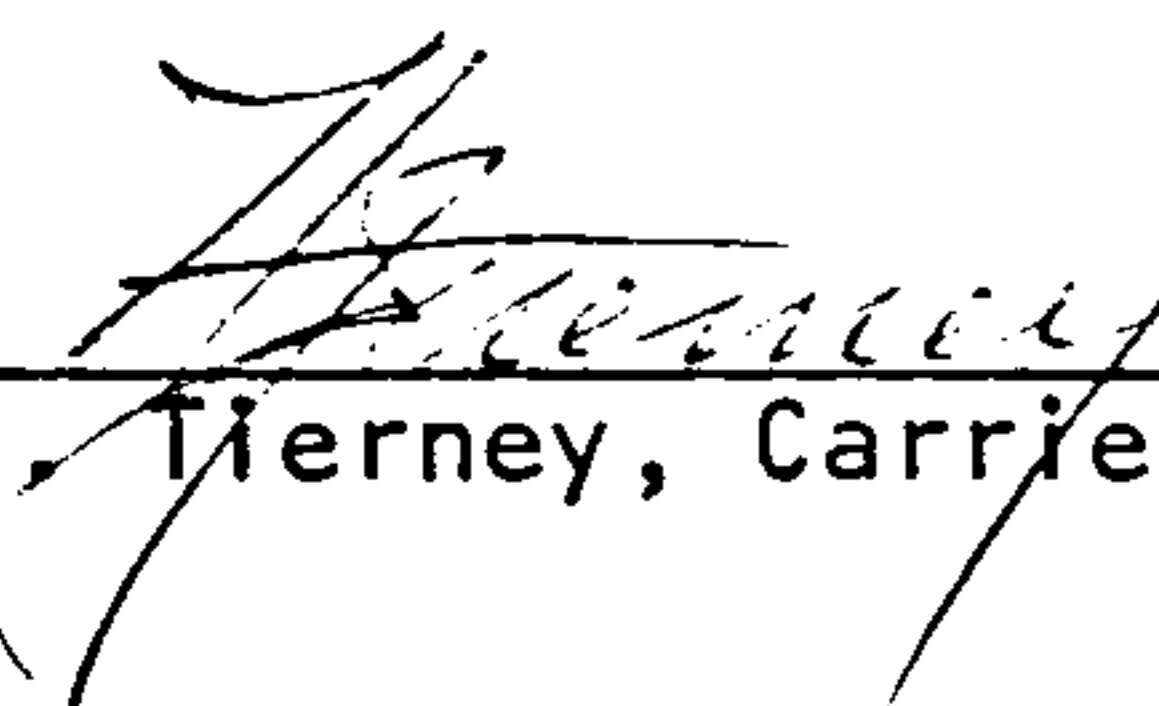
FINDINGS: Claimants were called to operate Extra 831 in through freight service from Trinidad to Pueblo. Before leaving Trinidad they were notified "to assist Davis and crew at Cedarwood to pull bulldozer out of mud." On arrival at Cedarwood they stopped their train and the head brakeman assisted in pulling out the bulldozer. Thereby they were delayed 25 minutes.


The parties agree that had it been necessary to send an engine to perform the service performed by claimants, a work train crew would have been called, so we find that they were engaged in such service here.

We cannot find that claimants are entitled to allowance of 100 miles for such service, as here claimed, but find that their compensation must come under Rule 12, the "More Than One Class of Service" Rule, for the entire service at the highest rate applicable to any class of service performed.

AWARD: Claim sustained in part as per findings.

  
Mortimer Stone, Chairman

  
H. J. Tierney, Carrier Member

  
L. A. Combs, Employee Member

Denver, Colorado,  
October 28, 1971