

PUBLIC LAW BOARD NO. 1872

Award No. 13

Case No. 13

Parties to Dispute:

NNG 4955

CHESAPEAKE & OHIO RAILWAY COMPANY

and

UNITED TRANSPORTATION UNION

Statement of Claim:

Claim of Road Conductor K. A. Gould, Brakemen H. J. Boruta and A. Garrett for one yard day account performing yard service when assisting Train No. 43 within Plymouth switching limits on February 6, 1976.

Findings:

On the claim date, Claimant crew rode their assigned train Extra 5985 operating in through freight service between Grand Rapids and Detroit, Michigan. Claimants departed Grand Rapids en route eastbound to Detroit. On reaching South Lyon, about 12 miles west of Plymouth, the westbound train (Train No. 43) stalled on the grade at Eckles Road, a point within Plymouth switching limits. Claimant crew cut away their engine and assisted Train No. 43 from Eckles Road, a point within switching limits, to South Lyon, a point outside switching limits of Plymouth. Claimants claimed an additional yard day for performing the yard service for assisting Train No. 43 within the Plymouth switching limits. Even though the claim arose outside the Hocking Division, the Board finds that the rationale and holding in its Award No. 7 on the Hocking Division is equally applicable here.

AWARD

Claim denied.

AKumar
Neutral Member

V. S. Mungla
Carrier Member

L. J. Wotaszak
Organization Member

Date: March 15, 1982