

PUBLIC LAW BOARD NO. 1872

Award No. 24  
Case No. 24

Parties to Dispute:

NNG 5160

CHESAPEAKE & OHIO RAILWAY COMPANY

and

UNITED TRANSPORTATION UNION

Statement of Claim:

Claim of Conductor E. Overway, for one day holiday pay, account working April 16, Good Friday, Chicago Subdivision.

Findings:

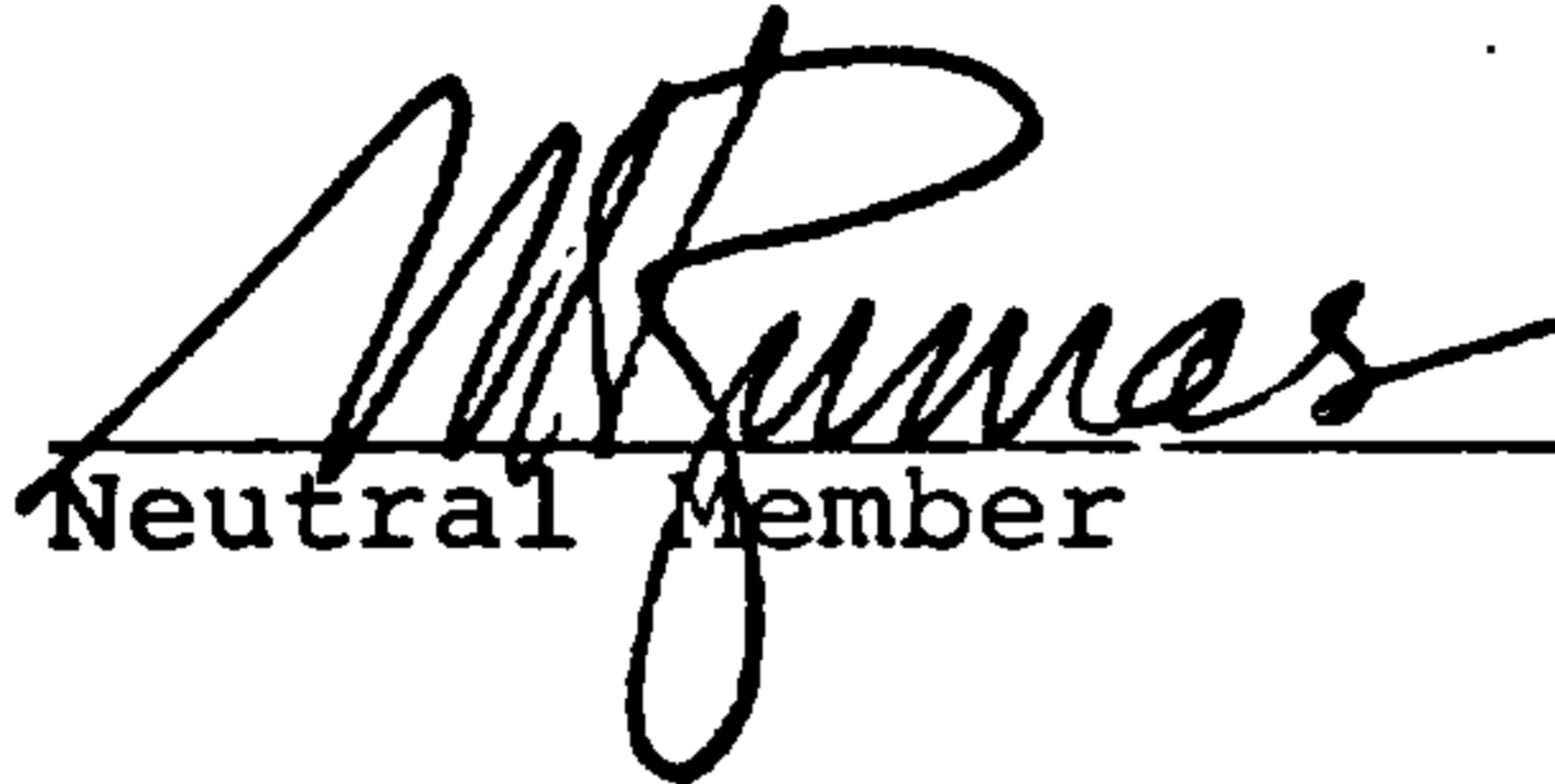
On April 16, 1976, Good Friday, one of the holidays enumerated in the Agreement, Claimant road conductor held a turn in the pool that protected the Waverly "Hill Engine". The Hill Engine operated in helper service on the East Saugatuck Hill with Waverly, Michigan as its terminal. The Organization contends that this was miscellaneous service with a mileage component of less than 100 miles. It was assigned specifically to shove trains over the hill and could not perform switching service. Carrier contends that the Hill Engine was advertised to operate with a road engineer and road conductor in unassigned pool service on a first-in, first-out basis, and that it was not miscellaneous service. As such it was not a class of service covered under Article I, Section 2, of the Paid Holidays rule.

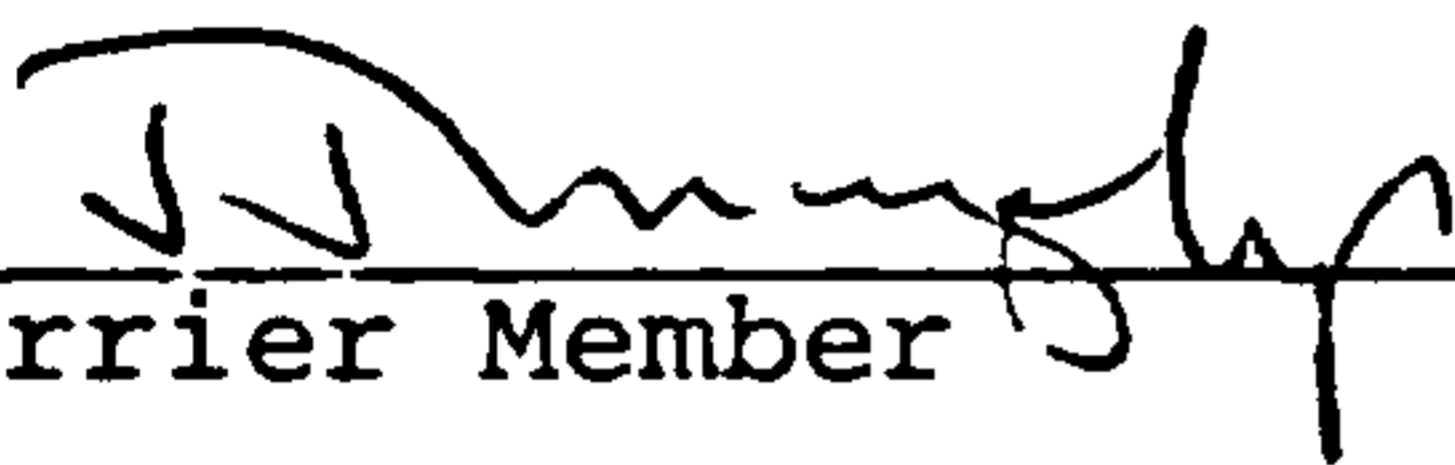
The Board is satisfied, after review of the record, that the claim must be denied. It is clear that Claimant was working an

unassigned pool service operating first-in and first-out with no starting time. Numerous Awards have held that pool service is not a qualifying class of service for paid holidays compensation.

AWARD

Claim denied.

  
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Neutral Member

  
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Carrier Member

  
\_\_\_\_\_  
Organization Member

Date: March 15, 1982