

CANADIAN RAILWAY OFFICE OF ARBITRATION

CASE NO. 360

Heard at Montreal, Tuesday, May 9th, 1972

Concerning

QUEBEC NORTH SHORE & LABRADOR RAILWAY

and

UNITED TRANSPORTATION UNION (T)

DISPUTE:

Claim for payment, of one hundred and twenty-eight (128) miles by Brakeman H. Maltais for January 27, 1972.

JOINT STATEMENT OF ISSUE:

Brakeman Maltais working as a brakeman on assigned Way Freight leaving Sept-Îles Monday and Thursday of each week, booked sick at 17:10 hours January 15, 1972. This employee booked on fit for Work January 27, 1972 at 12:45 hours.

The Union contends that Brakeman Maltais should be paid 128 miles as per article 5.02 of the Collective Agreement.

The Union filed a grievance. The Company rejected the claim.

FOR THE EMPLOYEES:

(SGD.) J. J. SIROIS
GENERAL CHAIRMAN

FOR THE COMPANY:

(SGD.) P. L. MORIN
SUPERINTENDENT, LABOUR RELATIONS

There appeared on behalf of the Company:

J. Bazin	– Counsel
P. L. Morin	– Superintendent, Labour Relations, Sept-Îles
F. LeBlanc	– Labour Relations Assistant
T. Leger	– Labour Relations Assistant, Sept-Îles
R. Morris	– Trainmaster, Sept-Îles
R. Copp	– Chief Clerk, Sept-Îles
R. Deschênes	– Chief Crew Dispatcher, Sept-Îles

And on behalf of the Union:

J. J. Sirois	– General Chairman, Sept-Îles
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AWARD OF THE ARBITRATOR

This case was heard together with **Case No. 359**. The facts in the two cases are analogous, and the same considerations apply in each. For the reasons set out in the preceding case, the grievance must be dismissed.

(signed) J. F. W. WEATHERILL
ARBITRATOR