



April 25, 2010

Organization file # 936177800

USPS TRACKING# **7006 2150 0001 4861 6942**

To: Liz Dewald
 Labor Relations
 1400 Douglas Street STOP 0710
 Omaha, NE. 68179-0710

Dear Liz,

This will serve as my formal notice of appeal to you for the following claim:

Craft/Title	Engineer
Claimant	KB Seale
EMP ID	305625
Claim Date	03/01/2010
=PE/Receipt for Claim #	936177800
Declination #:	9361778
Amount Claimed	\$218.19

On Claim Date Claimant was:

Assigned At:	KP643
Working Assignment:	YDV82 01
Working From Board:	YE31

ADDITIONAL SPECIFICS OF CLAIM:

The payment should be made of \$218.19 for a 100 mile basic day on account that claimant was not rested for the next day and was held in by the carrier.

ARGUMENT:

Claimant tied up off assignment KP643 YDV82 28 on 03/03/10 11:35 at the carrier's request, thus not allowing claimant to be rested the following work day. Claimant could have been relieved by an extra crew but was not allotted, causing claimant to work over his shift. Please allow a 100 mile basic day make-whole for lost wages.

Specific, relevant agreement provision(s) and/or arbitration award(s) supporting claim:

I.A.W. UP Eastern District Rule 39.

RULE 39. ASSIGNMENTS. (a) Engineers shall be assigned for a fixed period of time which shall be for the same hours daily for all regular members of a crew. So far as practicable, assignments shall be restricted to 8 hour work.

(b) Any engine working three consecutive days will be considered regularly assigned. Assigned yard engineers will be given at least 16 hours advance notice when assignment is to be discontinued.

Respectfully

Cullen Kemper
Local Chairman UTU E 953C