



LOCAL COMMITTEE OF  
ADJUSTMENT  
UTU - LOCAL - 202  
953 A

January 16, 2012  
Organization file # 491497700  
USPS TRACKING# **7010 1060 0000 5391 4878**

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	Conductor
Claimant	CE Freemyer
SS# or EMP ID	415747
Claim Date	01/06/12
=PE/Receipt for Claim #	491497700
Declination #:	4914977
Amount Claimed	\$851.57

On Claim Date Claimant was:

Assigned At:	WD640
Working Assignment:	DT09
Working From Board:	RC03

**ADDITIONAL SPECIFICS OF CLAIM:**

The payment should be made of \$851.57 in all lost wages on account CMS improperly filled and worked claimants turn the WD640 RC03 DT09 while claimant was in mandatory rest.

**ARGUMENT:**

I.A.W. with rule 41 of the Eastern Lines Agreement, the claimant's turn (WD640 RC03 DT09) was improperly filled as follows:

- First filled on 01/10/12 at 00:01 with extra board employee K. Jones working the MNYPH 10.
- Then working the return trip on 01/11/12 at 03:20 working CEYDV 11.



*UNITED TRANSPORTATION UNION*

**Specific, relevant agreement provision(s) and/or arbitration award(s) supporting claim:**  
Eastern District Rule 41.

Eastern District Rule 41, Interdivisional Modification states in part,

“1. Pool freight crews who are run around by other pool freight crews in the home terminal, or enroute between the home terminal and far terminal, will upon arrival at the far terminal be given the same relative position on the list that they held prior to leaving the home terminal, except that crews who become first out before having required rest shall stand first out after rest period, and upon return to home terminal shall be given the same relative position on board as was held prior to leaving the home terminal on the last trip.”

Respectfully,

Mike Harbin  
Local Chairman UTU