



**Award No. 5070
Docket No. 4156
2-KCS-MA-'67**

**NATIONAL RAILROAD ADJUSTMENT BOARD
SECOND DIVISION**

The Second Division consisted of the regular members and in addition Referee Paul C. Dugan when award was rendered.

PARTIES TO DISPUTE:

**SYSTEM FEDERATION NO. 3, RAILWAY EMPLOYEES'
DEPARTMENT, AFL-CIO (Machinists)**

THE KANSAS CITY SOUTHERN RAILWAY COMPANY

DISPUTE: CLAIM OF EMPLOYEES:

1 - That under the current agreement the Carrier has unjustly dealt with Machinists B. D. Grubbs and E. C. Matthews when they denied them Holiday pay for Thanksgiving Day, November 24, 1960.

2 - That accordingly the Carrier be ordered to additionally compensate the aforementioned Machinists each in the amount of eight (8) hours pay at the prevailing rate.

FINDINGS: The Second Division of the Adjustment Board, upon the whole record and all the evidence, finds that:

The carrier or carriers and the employee or employees involved in this dispute are respectively carrier and employee within the meaning of the Railway Labor Act as approved June 21, 1934.

This Division of the Adjustment Board has jurisdiction over the dispute involved herein.

Parties to said dispute waived right of appearance at hearing thereon.

The issue herein in regard to holiday pay for 2 Machinist Claimants for Thanksgiving Day, November 24, 1960, is similar to the issue decided in Award 5061, and for the reasons stated in that award, we will sustain this claim.

AWARD

Claim sustained.

**NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of SECOND DIVISION**

**ATTEST: Charles C. McCarthy
Executive Secretary**

Dated at Chicago, Illinois, this 31st day of March, 1967.

[See Award 5061 for Carrier Members' dissent.]

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