



**Award No. 5415  
Docket No. 5211  
2-CRI&P-CM-'68**

**NATIONAL RAILROAD ADJUSTMENT BOARD  
SECOND DIVISION**

**The Second Division consisted of the regular members and in addition Referee Gene T. Ritter when award was rendered.**

**PARTIES TO DISPUTE:**

**SYSTEM FEDERATION NO. 6, RAILWAY EMPLOYEES'  
DEPARTMENT, A. F. of L. - C. I. O. (Carmen)**

**CHICAGO, ROCK ISLAND AND  
PACIFIC RAILROAD COMPANY**

**DISPUTE: CLAIM OF EMPLOYEES:**

(1) That under the applicable Agreements, the Carrier improperly denied Carman Noel K. Houston eight (8) hours pay for June 23, 1965, the claimant's birthday.

(2) That, accordingly the Carrier be ordered to compensate the aforesaid Carman for eight (8) hours pay for June 23, 1965.

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

The carrier or carriers and the employe or employes involved in this dispute are respectively carrier and employe 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 parties hereto have stipulated and agreed that this claim shall be disposed of by the findings as contained in Award No. 5415 for the reason that this dispute involves the same issue. Accordingly, this claim shall be denied.

**AWARD**

Claim denied.

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

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

Dated at Chicago, Illinois, this 3rd day of May 1968.

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