

Award No. 5418
Docket No. 5226
2-NYNH&H-EW '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. 17, RAILWAY EMPLOYES'
DEPARTMENT, A. F. of L. - C. I. O. (Electrical Workers)**

**THE NEW YORK, NEW HAVEN AND
HARTFORD RAILROAD COMPANY**

DISPUTE: CLAIM OF EMPLOYES:

1. That under the current agreement Electrician Adam Canetti has been improperly denied payment of eight (8) hours at straight time rate on June 20, 1965, his birthday, while he was on vacation.

2. That accordingly, the carrier be ordered to additionally compensate the aforesaid employe in the amount of eight (8) hours for his birthday, June 20, 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 have stipulated and agreed that this claim shall be disposed of by the findings as contained in Award No. 5414 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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