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Form 1

NATIONAL RAILROAD ADJUSTMENT BOARD
SECOND DIVISION

Award No. 6417
Docket No. 6245
2-SCL-CM-'73

The Second Division consisted of the regular members and in addition Referee Irving R. Shapiro when award was rendered.

Parties to Dispute: { System Federation No. 42, Railway Employees'
Department, A. F. of L. - C. I. O.
(Carmen)
Seaboard Coast Line Railroad

Dispute: Claim of Employees:

1. That under the current applicable agreement the Carrier violated General Rules 1, 3, 5, 8, 9, 11 and Appendix "Q" of the current agreement when carmen other than those designated by the board or list were sent out of the Hamlet, North Carolina terminal on a road trip.
2. That accordingly the Carrier be ordered to compensate Carmen F. Garris and H. A. Fischer three (3) hours and forty five (45) minutes at time and one half pro rata rate of pay.

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 and the issues presented in this dispute are identical to those in Award No. 6416. For the reasons stated in that Award we will dismiss this claim.

A W A R D

Claim dismissed.

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NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Second Division

Attest: E. A. Killen
Executive Secretary

Dated at Chicago, Illinois this 3rd day of January, 1973.