

NATIONAL RAILROAD ADJUSTMENT BOARD  
SECOND DIVISIONAward No. 6944  
Docket No. 6742  
2-LI-EW-'75

The Second Division consisted of the regular members and in addition Referee Irwin M. Lieberman when award was rendered.

Parties to Dispute: ( System Federation No. 156 Railway Employees' Department  
( A.F.L. - C.I.O. - Electrical Workers  
( (I.B.E.W. Local Union No. 589)  
(  
( The Long Island Rail Road Company

Dispute: Claim of Employee:

1. That the Long Island Rail Road Company acted improperly when they refused to accept E. Duffy's displacement application for a position held by Junior Electrician K. Forte on May 8, 1973.
2. That, accordingly, the Long Island Rail Road Company be ordered to accept E. Duffy's displacement of junior Electrician K. Forte effective May 8, 1973 and to compensate E. Duffy \$736.99 due from May 9, 1973 to and including June 19, 1973, and additionally compensate E. Duffy all pay and penalties due him from June 20, 1973 to date of settlement of this claim, including all overtime hours deprived of and all subsequent pay raises and night differentials due on this continuous claim.

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 were given due notice of hearing thereon.

The issue in this dispute involved the alleged impropriety of Carrier's refusal to honor a displacement bid by Claimant over a junior Electrician. The record indicates that this dispute is identical, but for a different Claimant, to that considered by this Board recently in Award 6939. For the reasons indicated in that Award the instant Claim must similarly be sustained.

Form 1  
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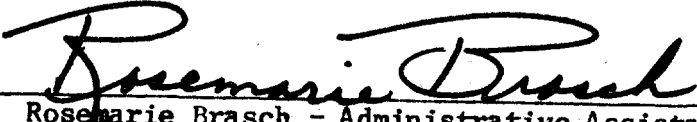
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A W A R D

Claim sustained.

NATIONAL RAILROAD ADJUSTMENT BOARD  
By Order of Second Division

Attest: Executive Secretary  
National Railroad Adjustment Board

By   
Rosemarie Brasch - Administrative Assistant

Dated at Chicago, Illinois, this 26th day of September, 1975.