

The Second Division consisted of the regular members and in addition Referee Abraham Weiss when award was rendered.

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

Dispute: Claim of Employes:

1. That the Seaboard Coast Line Railroad Company violated the current working agreement, particularly Rules 4(c), 7(a), and 7(d), when Carrier failed to compensate Communications Maintainer G. T. Langston for performing work after his normal work day on June 6, 1975.
2. That accordingly, the Carrier be ordered to compensate Communications Maintainer G. T. Langston two and three fourths (2 3/4) hours at the punitive 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.

This case involves the same issue and the same claimant and parties which came before this Board and was decided in Award 7474. The claim was denied by this Division.

Award 7474 is indistinguishable in material facts from the instant case, and our holding and the reasons therefor in Award 7474 compels us to deny this claim.

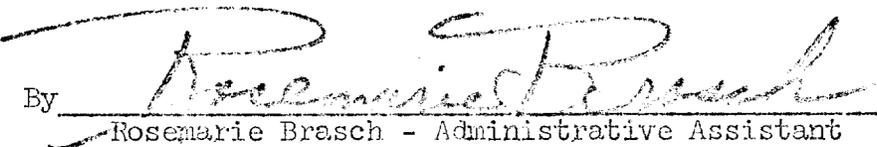
A W A R D

Claim denied.

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 14th day of July, 1978.