

The Second Division consisted of the regular members and in addition Referee Rodney E. Dennis when award was rendered.

Parties to Dispute: ( Brotherhood Railway Carmen of the United States  
( and Canada  
(  
( Louisville and Nashville Railroad Company

Dispute: Claim of Employees:

1. That the Carrier violated the terms of the Agreement when the Etowah, Tennessee Wrecking Crew Members N. R. Brock, B. R. Crofts, J. D. Cheek, T. E. King, C. E. Moses and B. S. Lim were relieved of their wrecking assignment by being taxi cabed to Etowah from the wrecking outfit, arriving at 10:00 PM, December 2, 1979, and the remainder of the Etowah Wrecking Crew, Carman D. R. Curtis returned to Etowah with the Wrecking outfit, arriving and was relieved at 7:00 AM, December 3, 1979, and
2. Accordingly, the Carrier be ordered to additionally compensate Wrecking Crew Members N. R. Brock, B. R. Crofts, J. D. Cheek, T. E. King, and C. E. Moses, the same compensation received by Wrecking Crew Members D. R. Curtis or 9 hours each, at the time and one-half rate of pay, and one (1) hour at the time and one-half rate of pay in favor Carman B. S. Lim.

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 employes 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 case before this Division is all but identical in nature to cases involved in five previous Awards involving the same Carrier and the same Organization. In fact, Carrier presented the same submission for all cases. This Board has sustained the previous claims for all regularly assigned wrecking crew members. We see no reason to restate the rationale in this instance and will therefore simply state that the claim is sustained for all regularly assigned wrecking crew members.

A W A R D

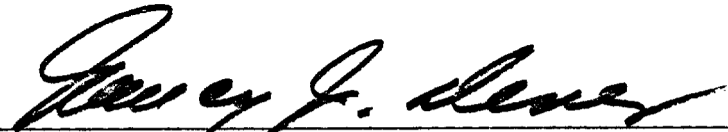
Claim sustained in accordance with the Findings.

Form 1  
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Award No. 9882  
Docket No. 9323  
2-L&N-CM-'84

NATIONAL RAILROAD ADJUSTMENT BOARD  
By Order of Second Division

Attest:

  
Nancy J. Dever - Executive Secretary

Dated at Chicago, Illinois, this 9th day of May, 1984