

Form 1

The Second Division consisted of the regular members and in addition Referee Joseph A. Sickles when award was rendered.

STATEMENT OF 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 waived right of appearance at hearing thereon.

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Award No. 12809
Docket No. 12684
94-2-93-2-32

Our review of this Docket confirms the allegations of the parties that this dispute raises the same matters considered and disposed of in Award 12806.

For the reasons specified in Award 12806, we will deny the claim.

A W A R D

Claim denied.

O R D E R

This Board, after consideration of the dispute identified above, hereby orders that an Award favorable to the Claimant not be made.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Second Division

Dated at Chicago, Ill. this 26th day of January, 1995.