



**Award No. 5084**

**Docket No. 4787**

**2-N&W-CM-'67**

**NATIONAL RAILROAD ADJUSTMENT BOARD**

**SECOND DIVISION**

The Second Division consisted of the regular members and in addition Referee Paul C. Dugan when award was rendered.

**PARTIES TO DISPUTE:**

**SYSTEM FEDERATION NO. 16, RAILWAY EMPLOYES'  
DEPARTMENT, AFL-CIO (Carmen)**

**NORFOLK AND WESTERN RAILWAY COMPANY**

**DISPUTE: CLAIM OF EMPLOYEES:**

1. That the carrier violated Article III of the August 19, 1960 agreement when they denied holiday pay for July 4, 1963 to the following employees,

Car Repairer W. A. Moore,  
Apprentice Car Repairer D. W. Tabor  
employed at Bluefield Shop, Bluefield, West Virginia.

2. That accordingly the carrier be ordered to compensate the aforesaid claimants 8 hour's pay for July 4, 1963.

**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 employees 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 were given due notice of hearing thereon.

The factual situation and issues for determination in this dispute were presented to this Division in Award 5061, and said award being controlling this claim will be sustained.

**AWARD**

Claim sustained.

**NATIONAL RAILROAD ADJUSTMENT BOARD  
By Order of SECOND DIVISION**

**ATTEST:** Charles C. McCarthy  
Executive Secretary

Dated at Chicago, Illinois, this 31st day of March, 1967.

[See Award 5061 for Carrier Members' dissent.]

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