

Award No. 5390
Docket No. 5502
2-B&O-MA-'68

NATIONAL RAILROAD ADJUSTMENT BOARD
SECOND DIVISION

PARTIES TO DISPUTE:

SYSTEM FEDERATION NO. 30, RAILWAY EMPLOYEES'
DEPARTMENT, A. F. of L. - C. I. O. (Machinists)

BALTIMORE AND OHIO RAILROAD COMPANY

DISPUTE: CLAIM OF EMPLOYEES:

That under the controlling agreement, the Baltimore and Ohio Railroad Company damaged Machinist P. Rogle, by suppressing his seniority rights to a position worked by a junior employe from the date of June 21, 1966.

That accordingly, the Carrier be ordered to compensate the Claimant until he is reinstated with respect to wage loss, vacation rights, as well as his rights for hospital, surgical and medical benefits and group life insurance.

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 were given due notice of hearing thereon.

This case which is a companion case to Docket No. 5501 is controlled by the findings in Award No. 5389, and therefore becomes moot.

AWARD

Disposed of in Award No. 5389.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of SECOND DIVISION

ATTEST: Charles C. McCarthy
Executive Secretary

Dated at Chicago, Illinois, this 26th day of March 1968.

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