

Award No. 5516

Docket No. 5345

2-AT&SF-EW-'68

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. 97, RAILWAY EMPLOYEES'
DEPARTMENT, AFL-CIO (Electrical Workers)**

**THE ATCHISON, TOPEKA & SANTA FE RAILWAY COMPANY
(Coast Lines)**

DISPUTE: CLAIM OF EMPLOYEES:

1. That under the terms of the Current working Agreement the Carrier erred when they failed to assign Communications Linemen J. R. Hicks, C. L. Sherrin, R. G. Lybeck, O. J. Duncan, W. R. Hall and W. W. Michaels, Division Lineman, to perform Communications line work between Mile Post 280 plus 5 poles, east of Winslow, and Mile Post 286 plus 19 poles, in Winslow, Arizona.

2. That accordingly the Atchison, Topeka and Santa Fe Railway Company be ordered to compensate Communications Linemen Messrs. J. R. Hicks, C. L. Sherrin, R. G. Lybeck, O. J. Duncan and W. R. Hall, forty (40) hours each at their regular overtime rate pay, and that Division Lineman W. W. Michaels be compensated eight (8) hours at his regular overtime rate of pay for any time spent by the Signalmen in the maintenance of this line and the two (2) telephones now in use and installed.

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 were given due notice of hearing thereon.

The issue and agreements in this dispute are similar to the issue and agreements in Award 5514, involving the same parties to this dispute, and

for the reasons stated in said Award 5514, involving the same parties to this dispute, and for the reasons stated in said Award, we must deny this claim.

AWARD

Claim denied.

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

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

Dated at Chicago, Illinois, this 24th day of July, 1968.

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