

**Award No. 5646**  
**Docket No. 5555**  
**2-GN-MA-'69**

**NATIONAL RAILROAD ADJUSTMENT BOARD**  
**SECOND DIVISION**

The Second Division consisted of the regular members and in addition Referee Gene T. Ritter when award was rendered.

**PARTIES TO DISPUTE:**

**SYSTEM FEDERATION NO. 101, RAILWAY EMPLOYEES'**  
**DEPARTMENT, AFL-CIO (Machinists)**

**GREAT NORTHERN RAILWAY COMPANY**

**DISPUTE: CLAIM OF EMPLOYEES:**

1. The Carrier violated the Agreement between the parties when it failed to properly compensate Machinist David M. Grimmer eight (8) hours' birthday-holiday pay while on annual vacation on June 28, 1966.

2. The Carrier now be required to compensate Machinist David M. Grimmer eight (8) hours at the pro rata rate of pay for June 28, 1966, in addition to the amount already received.

**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 waived right of appearance at hearing thereon.

The issue contained in this dispute is identical to the issue presented in Award 5645. Therefore, this Claim will be denied for the reasons set out in said Award.

**AWARD**

Claim denied.

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

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

Dated at Chicago, Illinois, this 20th day of March, 1969.

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