

Award No. 5919
Docket No. 5777
2-BRCofC-CM-'70

NATIONAL RAILROAD ADJUSTMENT BOARD
SECOND DIVISION

The Second Division consisted of the regular members and in addition Referee Nicholas H. Zumas when award was rendered.

PARTIES TO DISPUTE:

**SYSTEM FEDERATION No. 20,
RAILWAY EMPLOYEES' DEPARTMENT, AFL-CIO
(CARMEN)**

THE BELT RAILWAY COMPANY OF CHICAGO

DISPUTE: CLAIM OF EMPLOYEES:

1. That the Belt Railway Company violated Article II, Section 6, Paragraph (a) of the November 21, 1964 Agreement.
2. That accordingly, the Belt Railway Company be ordered to compensate carman A. Palm eight (8) hours at the straight time rate of pay or an additional day off with pay, for his Birthday, September 26, 1967, while on his vacation, which was denied.

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 question presented in this dispute is identical to that in Award No. 917, and the Board is governed accordingly.

A W A R D

Claim is denied.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Second Division

ATTEST: E. A. Killeen
Executive Secretary

Dated at Chicago, Illinois, this 30th day of April, 1970.

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