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NATIONAL RAILROAD ADJUSTMENT BOARD
SECOND DIVISION

OCT 25 1974

Award No. 6771
Docket No. 6583
2-MKT-CM-'74

G. M. YOUHN

The Second Division consisted of the regular members and in addition Referee David Dolnick when award was rendered.

Parties to Dispute:

(System Federation No. 8, Railway Employees'
(Department, A. F. of L. - C. I. O.
((Carmen)
(Missouri-Kansas-Texas Railroad Company

Dispute: Claim of Employees:

1. That under the current Agreement Carman Welder G. T. Thome was unjustly dealt with when he was not recalled to service of the Missouri-Kansas-Texas Railroad Company at Denison, Texas, beginning with the date of November 13, 1972.
2. That accordingly, the Missouri-Kansas-Texas Railroad Company at Denison, Texas, be ordered to compensate Carman Welder G. T. Thome for all time lost, vacation rights, made whole for all pension benefits including Railroad Retirement and Unemployment Insurance, made whole for all health and welfare insurance, made whole for any other benefits that he would have earned during the time he is held out of service beginning with the date of November 13, 1972 until returned to service.

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 waived right of appearance at hearing thereon.

The facts, the Agreement rules and the Implementing Agreement of June 25, 1954 are the same as adjudicated in Award No. 6770. The findings in that award are applicable to this claim and are hereby affirmed.

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A W A R D

Claim denied.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Second Division

Attest: Executive Secretary
National Railroad Adjustment Board

By Rosemarie Brasch
Rosemarie Brasch - Administrative Assistant

Dated at Chicago, Illinois, this 17th day of October, 1974.