

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

Parties to Dispute: ( Mr. Hugh Washington, Jr.  
(  
( National Railroad Passenger Corporation (AMTRAK)

Dispute: Claim of Employees:

The Carrier improperly changed Mr. Hugh Washington, Jr.'s seniority on the AMTRAK New Haven Shops, Firemen and Oilers Group B (formerly Group C) seniority roster from April 18, 1969 to May 21, 1979.

The Carrier shall now be required to restore Mr. Washington to his appropriate position on the Group B seniority roster and compensate him for all monies lost as the result of any displacements by which he was adversely affected.

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 employees 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.

This Claim came about after the Claimant contended that he had a seniority date of May 18, 1979, rather than June 21, 1979, and that the correct seniority date of the person who displaced him was July 13, 1979. Accordingly, he contends that he was improperly displaced.

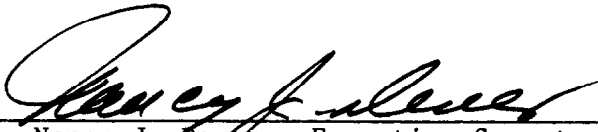
The Board has thoroughly reviewed the record and considered the contentions advanced by the Claimant. The evidence shows that the Carrier and the duly authorized Representative of the Claimant agreed that the Claimant's correct seniority date on the Group C Roster was June 21, 1979. Under the circumstances, we follow a long line of decisions that have held that when the duly authorized Representatives of the Claimant and the Carrier reach Agreements on matters of fact, as herein, subsequent Claims to the contrary must be denied.

A W A R D

Claim denied.

NATIONAL RAILROAD ADJUSTMENT BOARD  
By Order of Second Division

Attest:

  
Nancy J. Dever - Executive Secretary

Dated at Chicago, Illinois this 25th day of June 1986.