



Award No. 14980  
Docket No. MS-15769

**NATIONAL RAILROAD ADJUSTMENT BOARD**

**THIRD DIVISION**

**(Supplemental)**

Gene T. Ritter, Referee

**PARTIES TO DISPUTE:**

**ANDREW F. PORTER**

**THE NEW YORK, NEW HAVEN AND HARTFORD  
RAILROAD COMPANY**

**STATEMENT OF CLAIM:** That a certain clerk, one Mr. J. R. Dwyer, Jr., has been, and is being, improperly maintained on the Superintendent's Roster, Boston Division, of the New Haven R. R. and, this improper maintenance has deprived the claimant (A. F. Porter) of several days' punitive pay, as the file will show.

**OPINION OF BOARD:** The issue presented in this docket must necessarily be determined on the basis of the controlling Agreement, and the interpretations put upon the Agreement by the parties thereto. Those parties being in accord, the Claim is without merit and must be denied. See Board Awards 11257 and 8846.

**FINDINGS:** The Third Division of the Adjustment Board, upon the whole record and all the evidence, finds and holds:

That the parties waived oral hearing;

That the Carrier and the Employees involved in this dispute are respectively Carrier and Employees within the meaning of the Railway Labor Act, as approved June 21, 1934;

That this Division of the Adjustment Board has jurisdiction over the dispute involved herein; and

That the Agreement was not violated.

**AWARD**

Claim denied.

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

**ATTEST: S. H. Schulty  
Executive Secretary**

Dated at Chicago, Illinois, this 30th day of November 1966.

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