

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 19258  
Docket Number TE-16940

Arthur W. Devine, Referee

(Brotherhood of Railway, Airline and Steamship Clerks,  
( Freight Handlers, Express and Station Employees  
( (Formerly Transportation-Communication Employees Union)

PARTIES TO DISPUTE: (

(Southern Pacific Company - Texas and Louisiana Lines

STATEMENT OF CLAIM: Claim of the General Committee on the Transportation-Communication Employees Union on the Southern Pacific Company (Lines in Texas and Louisiana), that:

Claim I

1. Carrier violated the Agreement between the parties when it permitted or required the Star Agent at Harlingen, Texas to receive and copy communication of record on October 26, 1965.

2. Carrier shall compensate D. L. Horak for a minimum call payment.

Claim II

1. Carrier violated the Agreement between the parties when it permitted or required a clerk at Brownsville, Texas to transmit communication of record on October 26, 1965.

2. Carrier shall compensate W. P. Bourgeois for a minimum call payment.

OPINION OF BOARD: The parties herein, the issues, and the contention of the parties are the same as were involved in Award No. 14226. We have reviewed that Award and do not find it to be palpably erroneous. It is, therefore, controlling herein, and the claim will be denied.

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;

Award Number 19258  
Docket Number TE-16940

Page 2

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

That the Agreement was not violated.

A W A R D

Claim denied.

NATIONAL RAILROAD ADJUSTMENT BOARD  
By Order of Third Division

ATTEST:

E. A. Killen  
Executive Secretary

Dated at Chicago, Illinois, this 9th day of June 1972.