

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 19388
Docket Number TE-18114

Joseph E. Cole, Referee

(Brotherhood of Railway, Airline and Steamship Clerks,
(Freight Handlers, Express and Station Employees
((Formerly Transportation-Communication Employees Union)
PARTIES TO DISPUTE: (
(Illinois Central Railroad Company

STATEMENT OF CLAIM: Claim of the General Committee of the Transportation-Communication Employees Union on the Illinois Central Railroad, that:

1. Carrier violates the Agreement between the parties when it requires and permits clerical employees, members of another class and craft to transmit messages from Bloomington, Indiana, to Palestine, Illinois, via Carrier's telephone from Bloomington, Indiana, to Palestine, Illinois, in violation of the SCOPE of the Agreement, Rule 1.

2. Carrier shall compensate the "senior idle extra employee, telegrapher," and same to be identified by the Carrier from its records at Champaign, Illinois, for a day's pay at the rate of the Operators' position at Bloomington, Indiana, \$24.384 for violation dates as follows:

- (a) September 25, 1967 (10:40 P.M.)
- (b) September 28, 1967 (10:00 P.M.)
- (c) October 4, 1967 (12:15 A.M.)

OPINION OF BOARD: The issues in this case appear to be indistinguishable from those in Claims Nos. 1, 3 and 5 of Docket TE-17250, decided by Award 19285.

Accordingly, and for the same reasons expressed in Award 19285, these claims 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;

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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

Claims denied.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

ATTEST: E.A. Killen
Executive Secretary

Dated at Chicago, Illinois, this 15th day of September 1972.