

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 19533
Docket Number TD-19741

Alfred H. Brent, Referee

PARTIES TO DISPUTE: (American Train Dispatchers Association
(Seaboard Coast Line Railroad Company

STATEMENT OF CLAIM: Claim of the American Train Dispatchers Association that:

(a) The Seaboard Coast Line Railroad Company (hereinafter referred to as "the Carrier") violated the effective Agreement between the parties, Article IV(h)(2) thereof in particular, when it refused to compensate Extra Train Dispatcher H. P. Burbage (hereinafter referred to as "the Claimant") for 20 minutes actual time traveling March 11, 1970, from outlying point, Brandon, Florida to Tampa, Florida to protect extra train dispatcher service.

(b) For the above violation the Carrier shall now be required to compensate the Claimant for 20 minutes time at the pro rata rate for the date of March 11, 1970; such compensation to be in addition to any compensation already received by Claimant for service performed on said date.

OPINION OF BOARD: The claimant, Extra Train Dispatcher H. P. Burbage, who was assigned to protect extra train dispatcher service, was denied 20 minutes actual travel time on March 11, 1970 from outlying point Brandon, Florida to Tampa, Florida.

Since the same arguments, principles and rules which apply to Award 19532 also are controlling here, the cases were considered together. The opinion of the Board in that matter is incorporated herein by reference. The claim is sustained.

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 violated.

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Claim sustained.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

ATTEST: EA Killen
Executive Secretary

Dated at Chicago, Illinois, this 20th day of December 1972.