

NATIONAL RAILROAD **ADJUSTMENT** BOARD

THIRD DIVISION

Award **Number** 20075  
Docket Number MW-20103

Irwin M. Lieberman, Referee

PARTIES TO DISPUTE: (Brotherhood of Maintenance of Way Employes  
(St. Louis-San Francisco Railway Company

STATEMENT OF CLAIM: Claim of the System Committee if the Brotherhood that:

(1) The Carrier **violated** the Agreement when it refused to reimburse D. C. Hall for the actual expenses he incurred for meals and lodging during the first pay period of November, 1971 (System File A-9129 D.C. Hall/D-6768).

(2) The Carrier **now** be required to pay D. C. Hall the amount of \$46.05 which represents the difference between the actual meal and lodging expenses he incurred and the amount of reimbursement **remitted** to him by the Carrier.

OPINION OF BOARD: Outfit cars furnished **System** Mechanized Gang No. 943, Unit "C", of which Claimant here was a **member** and assigned to, were removed and assigned to another gang, thereby requiring Claimant to obtain meals and lodging elsewhere. The claim is for reimbursement of the difference between the **amount** paid **Claimant** by the Carrier (\$7.00 per day) as provided for in the Award of Arbitration Board 298, and the amount of the actual expenses incurred during the first pay period of November, 1971.

A review of the claim before us indicates that similar claims on the identical issue involving the same parties, similar factual circumstances and involving the same rules were presented to the Board in Awards 19239 (Edgett) and 19753 (**Roadley**).

We concur in the rationale expressed in Awards 19239 and 19753 and find those awards to be controlling in this case. Therefore, we will deny the claim.

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 **Employes** involved in this dispute are respectively Carrier and **Employes** 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; end

That the Agreement was not violated.

A W A R D

Claim denied.

**NATIONAL RAILROAD ADJUSTMENT BOARD**  
By Order of Third Division

ATTEST:

*A W Paulson*  
Executive Secretary

Dated at Chicago, Illinois, this 14th day of December 1973.