

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 20097  
Docket Number **SG-19746**

Joseph A. Sickles, Referee

(Brotherhood of Railroad **Signalmen**  
**PARTIES TO DISPUTE:** (  
(Chicago, **Milwaukee**, St. Paul and Pacific Railroad Company

**STATEMENT OF CLAIM:** Claim of the General **Committee** of the Brotherhood of **Rail-**  
road **Signalmen** on the Chicago, Milwaukee, St. Paul and  
**Pacific Railroad** Company:

On behalf of J. D. **Schmeling** for payment of additional **meal** expense  
over and above that allowable under Section 1-B-3 of Award **298** for the period  
November 2 through 5, **1970**. (Carrier's File: F-1071)

**OPINION OF BOARD:** **This** dispute involves the same parties, **same** basic issues  
and same **Agreement** as **in** Award No. 20094. For the  
reasons stated in that Award, the claim is dismissed as discussed **in** that  
**Opinion**.

**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.

**A W A R D**

Claim dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD  
By Order of Third Division,

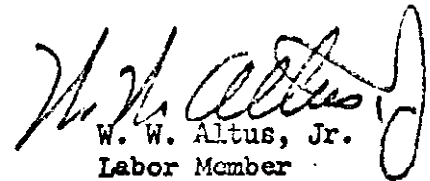
**ATTEST:** *A. W. Paulos*  
Executive Secretary

Dated at Chicago, Illinois, this 11th day of January 1974.

Dissent to **Awards** Nos. 20094, 20095, 20096 and 20097,  
Dockets Nos. S-19530, S-19531, SC-19540 and SG-19746

The **Majority** has made a play **on semantics** to dismiss these claim.  
**We** hold that the meaning and intent of the option exercised is quite  
clear and that it should have been applied accordingly.

Awards Nos. 20094, 20095, 20096 and 20097 being **in** error, I dissent.

  
W. W. Altus, Jr.  
Labor Member