

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 20697
Docket Number CL-20639

Francis X. Quinn, Referee

(Brotherhood of Railway, Airline and Steamship
(Clerks, Freight Handlers, Express and
(station **Employees**

PARTIES TO DISPUTE: (

(Chicago, Milwaukee, St. Paul and Pacific Railroad
(**Company**

STATEMENT OF CLAIM: Claim of the System **Committee** of the Brotherhood
(GL-7494) that:

1) Carrier violated the provisions of the Clerks' Rules Agreement at Chicago, Illinois when it refused to pay **employee S. Mundt** for time absent account of sickness occurring on April 20 and 21, 1972.

2) Carrier shall **now** be required to compensate **employee S. Mundt** two days' pay at the rate applicable to Position No. 30770, Major Bill Clerk, for April 20 and 21, 1972.

OPINION OF BOAW: The Claim and **issue are identical** with those in Award 20406 (**Blackwell**) and the Controlling Issues are all adjudicated in **that** Award. Prior awards involving the **same** parties and issues are controlling, hence 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;

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:


Executive Secretary

Dated at Chicago, Illinois, this 17th day of April 1975.