

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 20746
Docket Number SG-20595

Francis X. Quinn, Referee

(Brotherhood of Railroad Signalmen

PARTIES TO DISPUTE: (

(Chicago and North Western Transportation Company

STATEMENT OF CLAIM: Claim of the System Committee of the Brotherhood of Railroad Signalmen on the Chicago and North Western Transportation Company:

(a) The Carrier violated the current Signalmen's Agreement **when** on the close of the work day, September 12, 1972, the signal maintainers' positions were abolished and in each instance a new position of Leader Signal Maintainer was established.

(b) The Carrier should now be required to re-establish the position as separate signal maintainer position as they were previous to September 12, 1972. (Carrier's file: 79-8-97)

OPINION OF BOARD: Award 20630 involves these **same** parties and agreement as well as an interpretation and application of Rule 20(a). Following that award and the doctrine which precludes **consideration** of moot questions or abstract propositions or the affirmation of **principles** which do not affect the matter in **issue**, we must 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 **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:

A. W. Paulos
Executive Secretary

Dated at Chicago, Illinois, this 30th day of May 1975.