

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 21648
Docket Number SG-21508

William G. Caples, Referee

PARTIES TO DISPUTE: ((Brotherhood of Railroad Signalmen
(Missouri Pacific Railroad Company

STATEMENT OF CLAIM: Claims of the General Committee of the Brotherhood of **Railroad** Signalmen on the Missouri Pacific Railroad Company on behalf of Signal **Maintainer** J. D. Shires for compensation at the overtime rate of pay:

Claim No. 1-Carrier's file B 315-95

September 7, 1974 - 3 hours
September 13, 1974 - 6 hours

Claim No. 2-Carrier's file K 315-96

October 26, 1974 - 5.5 hours
November 3, 1974 - 4.3 hours
November 14, 1974 - 2.7 hours

Claim No. 3-Carrier's file K 315-98

December 2, 1974 - 3 hours
December 12, 1974 - 7 hours

OPINION OF BOARD: This is a **combination** of three claims that involve the **same** claimant and issue.

In a case which resulted in Third Division Award 21265, (**Lieberman**), involving the **same Claimant**, Organization, Carrier and Agreements, which are here claimed to be violated, and the **same** factual situation except for dates, it was ruled that the Agreement had been violated and the **Claims** sustained. We believe that Award is correct in its reasoning **and** result **and** we, in effect, **adopt and** follow it here. The Claims made herein **must** be 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

A W A R D

Claim No. 1, No. 2, and No. 3 sustained.

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By Order of Third Division

ATTEST:

A.W. Pauls
Executive Secretary

Dated at Chicago, Illinois, this 18th day of August 1977.

