

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 21872  
Docket Number CL-21270

Nicholas H. Zumas, Referee

PARTIES TO DISPUTE: ( (Brotherhood of Railway, Airline and  
( Steamship Clerks, Freight Handlers,  
( Express and Station **Employees**  
( **The Atchison, Topeka and Santa Fe**  
( **Railway Company**

STATEMENT OF CLAIM: **Claim** of the System **Committee** of the Brotherhood,  
GL-7872, that:

(a) The Carrier violated the February 25, 1971 **Mediation Agreement** when it **refused** to **compensate** R. J. Zink for **moving** expenses incurred when he was required to move **from** Chanute to Lebo, Kansas.

(b) Carrier shall now reimburse R. J. Zink in the **amount** of \$245.81 actual expenses incurred when **moving** from Chanute to Lebo, Kansas.

(c) In addition to the **money amounts** claimed above, Carrier shall pay **Claimant** an additional **amount** of interest at **(10%)** ten per cent per **annum**, compounded on the anniversary date of each pay period, **commencing September 30, 1973.**

OPINION OF BOARD: The issue to be resolved in this dispute is identical to that in Third Division Award No. 21085, and this Board is governed accordingly. **Claimant** herein shall be entitled to be reimbursed as claimed in **Claim** (b). **There** is, however, no basis **for** interest as set forth in Claim (c), and that portion of the **claim** shall be disallowed.

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;**

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That this Division of the Adjustment Board has jurisdiction over the dispute involved herein; and

The Agreement was violated.

A W A R D

Claim disposed of per findings herein.

NATIONAL RAILROAD ADJUSTMENT BOARD  
By Order of Third Division

ATTEST:

A. W. Pauls

Dated at Chicago, Illinois, this 31st day of January 1978.