

NATIONAL RAILROAD **ADJUSTMENT** BOARD

THIRD DIVISION

Award Number **23594**
Docket Number CL-23504

Herbert L. Marx, Jr., Referee

PARTIES TO DISPUTE: (Brotherhood ~~of~~ **Railway**, Airline and Steamship Clerks,
(Freight Handlers, Express **and** Station Employees
(Chesapeake and Ohio Railway Company

STATEMENT OF CLAIM: Claim of the System **Committee** of the Brotherhood (**CL-9026**)
that:

(a) The Carrier violated the Clerical Agreement when they did not **apply** the provisions of the General Agreement and Memorandum **Agreement** dated **September 1, 1949** and arrange to allow J. J. **Longo** **4** days **in** excess of 252 **Annual Work Days** in **1974**.

(b) The Carrier should now recompute J. J. **Longo's** pay for the **Year** 1974 and allow him **\$112.92** for 2 days pay due to working **4** days in excess of the 292 Annual Work Days in **1974**.

OPINION OF BOARD: Except as to **name** of Claimant, the Claimant's rate of pay, and a **claim** for two days' pay **instead** of one day's **pay**, this **claim** is identical to that considered by the Board in Award No. **23589**. **Upon full** review of 'the record, an **identical** award is appropriate, based **upon** all the same reasoning.

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.

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Claim sustained.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

ATTEST: Acting Executive Secretary
National Railroad Adjustment Board

By Rosemarie Brasch
Rosemarie Brasch - Administrative Assistant

Dated at Chicago, Illinois, this 10th day of March 1982.

