

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

Award Number '23737
Docket Number CL-23643

Herbert L. Marx, Jr., Referee

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

STATEMENT OF CLAIM: Claim of the System Committee of the Brotherhood
(GL-9167) 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 Mr. K. **Buzenius** 2 days in excess of
251 Annual Work Days in 1976.

(b) The Carrier shall now be required to recompute Mr. K. Buzenius'
pay for the year 1976 and allow **him \$145.58** for 2 days pay due to working 2
days in excess of the 251 Annual Work Days in 1976.

OPINION OF BOARD: **The** issue in this claim is identical to that considered
in Award 23589. The claim will be sustained on the
basis of that Award.

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 Employee involved in this dispute are
respectively Carrier and Employee 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

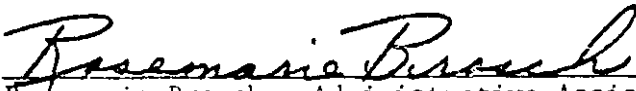
That the Agreement was violated.

A W A R D

Claim sustained.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

Attest: Acting Executive Secretary
National Railroad Adjustment Board

By 
Rosemarie Brasch - Administrative Assistant

Dated at Chicago, Illinois, **this 26th** day of March, 1982.

