

NATIONAL RAILROAD **ADJUSTMENT BOARD**
THIRD DIVISION

Award Number 23741
Docket **Number** CL-23647

Eerbert L. Marx, Jr., Referee

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

STATEMENT OF CLAIM: Claim of the System **Commiteee** of the Brotherhood
(GL-9171) that:

Claim No. 1:

(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 Louise M. Williams One (1) day in excess of 251 Annual Work Days in 1976.

(b) The Carrier should now recompute Louise **M. Williams'** pay for the Year 1976 and allow her \$61.72 for 1 days pay due to working 1 day in excess of the 251 Annual Work Days in 1976.

Claim No. 2:

(a) The Carrier violated the Clerical Agreement when the did not apply the provisions of the General Agreement and Memorandum Agreement dated September 1, 1949 and arrange to allow **Anne M. Hogg** 2 days in excess of 251 Annual Work Days in 1976.

(b) The Carrier should now recompute **Anne M. Hogg's** pay for the year 1976 and allow her \$123.44 for 2 days due to working 2 days in **excess** of the 251 Annual Work Days in 1976.

Claim No. 3:

(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 Albert **Krieger** 2 days in excess of 251 Annual Work Days in 1976.

(b) The Carrier should **now** recompute Albert Krieger's pay for the year 1976 and allow him \$142.72 for 2 days pay due to working 2 days in excess of the 251 Annual Work Days.

Claim No. 4:

(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 John W. Meeks, Jr., 2 days in excess of 251 Annual Work Days in 1976.

(b) The Carrier should now recompute **J. W. Meeks, Jr.'s** pay for the year 1976 and allow him \$142.72 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 **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 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 26th Day of March, 1982.

