

CORRECTED

Form 1

NATIONAL RAILROAD ADJUSTMENT BOARD  
THIRD DIVISION

Award No. 26759  
Docket No. MS-27592  
88-3-87-3-32

The Third Division consisted of the regular members and in addition Referee Charlotte Gold when award was rendered.

PARTIES TO DISPUTE: (Gary J. Giudicessi  
(The Atchison, Topeka and Santa Fe Railway Company

STATEMENT OF CLAIM: "Claim of G. J. Giudicessi (#292) that:

(a) Carrier violated the rules of the current Clerks' Agreement at Topeka, Kansas when it improperly and illegally converted the Rate, Cashier and Miscellaneous Bills Department into the Team Concept as a result of a LETTER OF UNDERSTANDING dated February 21, 1985, and

(b) The Team Concept should be declared improper and illegal and should be abolished with clerks being returned to their former positions as held before the implementation of this LETTER OF UNDERSTANDING, and

(c) Mr. G. J. Giudicessi shall now be compensated a total of \$60,000.00 plus \$1,000.00 for each day after December 16, 1985, and

(d) Mr. G. J. Giudicessi shall now be compensated interest payable at the prevailing prime rate and any other damages and awards deemed proper by this Honorable Board."

FINDINGS:

The Third Division of the Adjustment Board upon the whole record and all the evidence, finds that:

The carrier or carriers and the employe or employees involved in this dispute are respectively carrier and employes within the meaning of the Railway Labor Act as approved June 21, 1934.

This Division of the Adjustment Board has jurisdiction over the dispute involved herein.

Parties to said dispute were given due notice of hearing thereon.

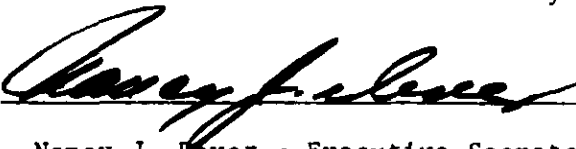
The issues in the instant dispute are virtually identical to those involved in Third Division Award 26758. For the reasons set forth in that Award, the Claim will be denied.

A W A R D

Claim denied.

NATIONAL RAILROAD ADJUSTMENT BOARD  
By Order of Third Division

Attest:

A handwritten signature in cursive script, appearing to read "Nancy J. Dever", is written over a horizontal line.

Nancy J. Dever - Executive Secretary

Dated at Chicago, Illinois, this 5th day of January 1988.