

Form 1

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

Award No. 29964
Docket No. SG-30701
93-3-92-3-490

The Third Division consisted of the regular members and in addition Referee John C. Fletcher when award was rendered.

PARTIES TO DISPUTE: (Brotherhood of Railroad Signalmen
(
(Illinois Central Railroad

STATEMENT OF CLAIM: "Claim on behalf of the General Committee of the Brotherhood of Railroad Signalmen on the IC Railroad:

Claim on behalf of S. A. Lipe, for payment of certain monies, account of Carrier violated the current Signalmen's Agreement, as amended, particularly Rule 31(a), when it furloughed him." Carrier's File No. 135-692-3 Spl. Case No. 51. BRS File No. 8554.ICG.

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 employes involved in this dispute are respectively carrier and employe 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 waived right of appearance at hearing thereon.

The Organization brings this claim to the Board on an allegation that Rule 31 of the Agreement was violated when Claimant was not provided with six months employment following his recall to service on January 21, 1991. Rule 31 makes no reference, in even a remote fashion, to guaranteed employment. Accordingly, the claim will be denied for lack of Agreement support.

A W A R D

Claim denied.

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NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

Attest: *Catherine Loughrin*
Catherine Loughrin - Interim Secretary to the Board

Dated at Chicago, Illinois, this 17th day of December 1993.