

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 20697
Docket Number CL-20639

Francis X. Quinn, Referee

(Brotherhood of Railway, Airline and Steamship
(Clerks, Freight Handlers, Express and
(Station Employes

PARTIES TO DISPUTE: (

(Chicago, Milwaukee, St. Paul and Pacific Railroad
(Company

STATEMENT OF CLAIM: Claim of the System Committee of the Brotherhood
(GL-7494) that:

1) Carrier violated the provisions of the Clerks' Rules Agreement at Chicago, Illinois when it refused to pay employe S. Mundt for time absent account of sickness occurring on April 20 and 21, 1972.

2) Carrier shall now be required to compensate employe S. Mundt two days' pay at the rate applicable to Position No. 30770, Major Bill Clerk, for April 20 and 21, 1972.

OPINION OF BOARD: The Claim and issue are identical with those in Award 20406 (Blackwell) and the Controlling Issues are all adjudicated in that Award. Prior awards involving the same parties and issues are controlling, hence the claim will be denied.

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 Employes involved in this dispute are respectively Carrier and Employes 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 not violated.

A W A R D

Claim denied.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

ATTEST:

A. W. Pauls
Executive Secretary

Dated at Chicago, Illinois, this 17th day of April 1975.