

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 20746
Docket Number SG-20595

Francis X. Quinn, Referee

PARTIES TO DISPUTE: (Brotherhood of Railroad Signalmen
(Chicago and North Western Transportation Company)

STATEMENT OF CLAIM: Claim of the System Committee of the Brotherhood of Railroad Signalmen on the Chicago and North Western Transportation Company:

(a) The Carrier violated the current Signalmen's Agreement when on the close of the work day, September 12, 1972, the signal maintainers' positions were abolished and in each instance a new position of Leader Signalman was established.

(b) The Carrier should now be required to re-establish the position as separate signal maintainer position as they were previous to September 12, 1972. (Carrier's file: 79-8-97)

OPINION OF BOARD: Award 20630 involves these same parties and agreement as well as an interpretation and application of Rule 20(a). Following that award and the doctrine which precludes consideration of moot questions or abstract propositions or the affirmation of principles which do not affect the matter in issue, we must deny the claim.

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 not violated.

A W A R D

Claim denied.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

ATTEST:

A. W. Paulos
Executive Secretary

Dated at Chicago, Illinois, this 30th day of May 1975.