

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 21648
Docket Number SG-21508

William G. Caples, Referee

PARTIES TO DISPUTE: (Brotherhood of Railroad Signalmen
(Missouri Pacific Railroad Company

STATEMENT OF CLAIM: Claims of the General Committee of the Brotherhood of Railroad Signalmen on the Missouri Pacific Railroad Company on behalf of Signal Maintainer J. D. Shires for compensation at the overtime rate of pay:

Claim No. 1-Carrier's file B 315-95

September 7, 1974 - 3 hours
September 13, 1974 - 6 hours

Claim No. 2-Carrier's file K 315-96

October 26, 1974 - 5.5 hours
November 3, 1974 - 4.3 hours
November 14, 1974 - 2.7 hours

Claim No. 3-Carrier's file K 315-98

December 2, 1974 - 3 hours
December 12, 1974 - 7 hours

OPINION OF BOARD: This is a combination of three claims that involve the same claimant and issue.

In a case which resulted in Third Division Award 21265, (Lieberman), involving the same Claimant, Organization, Carrier and Agreements, which are here claimed to be violated, and the same factual situation except for dates, it was ruled that the Agreement had been violated and the Claims sustained. We believe that Award is correct in its reasoning and result and we, in effect, adopt and follow it here. The Claims made herein must be sustained.

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 violated

A W A R D

Claim No. 1, No. 2, and No. 3 sustained.

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By Order of Third Division

ATTEST:

A. W. Pauls
Executive Secretary

Dated at Chicago, Illinois, this 18th day of August 1977.

