

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 21872  
Docket Number CL-21270

Nicholas H. Zumas, Referee

PARTIES TO DISPUTE: (Brotherhood of Railway, Airline and  
( Steamship Clerks, Freight Handlers,  
( Express and Station Employes  
(  
(The Atchison, Topeka and Santa Fe  
( Railway Company

STATEMENT OF CLAIM: Claim of the System Committee of the Brotherhood,  
GL-7872, that:

(a) The Carrier violated the February 25, 1971 Mediation Agreement when it refused to compensate R. J. Zink for moving expenses incurred when he was required to move from Chanute to Lebo, Kansas.

(b) Carrier shall now reimburse R. J. Zink in the amount of \$245.81 actual expenses incurred when moving from Chanute to Lebo, Kansas.

(c) In addition to the money amounts claimed above, Carrier shall pay Claimant an additional amount of interest at (10%) ten per cent per annum, compounded on the anniversary date of each pay period, commencing September 30, 1973.

OPINION OF BOARD: The issue to be resolved in this dispute is identical to that in Third Division Award No. 21085, and this Board is governed accordingly. Claimant herein shall be entitled to be reimbursed as claimed in Claim (b). There is, however, no basis for interest as set forth in Claim (c), and that portion of the claim shall be disallowed.

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;

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That this Division of the Adjustment Board has jurisdiction  
over the dispute involved herein; and

The Agreement was violated.

A W A R D

Claim disposed of per findings herein.

NATIONAL RAILROAD ADJUSTMENT BOARD  
By Order of Third Division

ATTEST:

A.W. Pauls

Dated at Chicago, Illinois, this 31st day of January 1978.