

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 22126  
Docket Number CL-21841

Don Hamilton, Referee

PARTIES TO DISPUTE: (Brotherhood of Railway, Airline and  
( Steamship Clerks, Freight Handlers,  
( Express and Station Employes  
(  
(Southern Pacific Transportation Company  
( (Pacific Lines)

STATEMENT OF CLAIM: Claim of the System Committee of the Brotherhood  
(GL-8222) that:

(a) The Southern Pacific Transportation Company violated Rule 5 of the Clerks' Agreement extant when it refused to reclassify Rate Clerk Position No. 15, Fresno, California, to Head Rate Clerk and adjust the rate of pay therefor commensurate to like positions on the seniority district.

(b) The Southern Pacific Transportation Company shall now be required to reclassify Position No. 15 with upward rate adjustment as set forth in paragraph (a) above, retroactive to May 15, 1973.

OPINION OF BOARD: Award No. 15 of Public Law Board No. 843  
involved the same parties to this dispute. In  
that case, a similar claim was denied.

We will follow that authority.

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

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 30th day of June 1978.

