

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 26136
Docket Number SG-26151

Lamont E. Stallworth, Referee

PARTIES TO DISPUTE: ((Brotherhood of Railroad Signalmen
(Missouri-Kansas-Texas Railroad Company

STATEMENT OF CLAIM: "Claim on behalf of the General Committee of the Brotherhood of Railroad Signalmen on the Missouri-Kansas-Texas Railroad Company:

On behalf of Assistant Signalman J. G. Jensma for \$120.00 for weekend travel expenses during the month of March, 1983, when Carrier violated Rule V of Agreement No. DP-583. Carrier file 2619."

OPINION OF BOARD: The facts disclosed by this record are not in dispute. The controversy between, the Claimant and Carrier grew out of Claimant's Submission of a monthly Claim for weekend allowances.

Claimant filed for March 4, 6, 13, 18, 20 and 25, 1983, showing total trips claimed as three (3) for a total amount of \$120.00. Carrier did not approve the Claim in part for the 13th in the amount of \$20.00.

Carrier records show that Claimant did not work the 9th and 10th and Agreement No. DP-583 states in pertinent part:

"They will be released at the end of their assigned tour of duty on the last work day of the work week, except in an emergency or requirement of the services, with the understanding they will report for duty at the hotel or motel by the assigned starting time on the first day of the assigned work week."

Therefore, Claimant is not entitled to the Claim on the 13th.

There is no dispute that Claimant is entitled to \$100.00. Accordingly, Claimant should refile the appropriate form with corrections to receive reimbursement for the aforementioned proper amount of approved expenses. The Board is of the Opinion, however, that Claimant is not entitled to the amount of \$20.00.

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

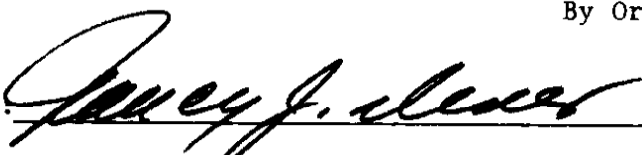
That the Agreement was not violated.

A W A R D

Claim sustained in accordance with the Opinion.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

Attest.

A handwritten signature in cursive script, appearing to read "Nancy J. Dever", is written over a horizontal line.

Nancy J. Dever - Executive Secretary

Dated at Chicago, Illinois, this 19th day of September 1986.