

The Third Division consisted of the regular members and in addition Referee Rodney E. Dennis when award was rendered.

PARTIES TO DISPUTE: (Transportation Communications International Union
(The Atchison, Topeka and Santa Fe Railway Company

STATEMENT OF CLAIM: "Claim of the System Committee of the Brotherhood (GL-10141) that:

(a) Carrier violated the current Clerks' Agreement at Topeka, Kansas, when it wrongfully held a 24-H Hearing and further reduced Claimant's pay for time lost while attending 24-H Hearing on September 20, 1985, and

(b) Claimant Giudicessi shall now be compensated \$6.35 which was deducted from his last half September, 1985 paycheck for time lost attending the 24-H informal investigation, and

(c) Upon expiration of 60 days from the original date of submission, Carrier shall also pay the prevailing prime interest rate on the amount claimed."

FINDINGS:

The Third Division of the Adjustment Board upon the whole record and all the evidence, finds that:

The carrier or carriers and the employe or employes involved in this dispute are respectively carrier and employes within the meaning of the Railway Labor Act as approved June 21, 1934.

This Division of the Adjustment Board has jurisdiction over the dispute involved herein.

Parties to said dispute waived right of appearance at hearing thereon.

Claimant requested a Rule 24-H Hearing (an unjust treatment conference). Carrier objected to convening a Hearing, but after considerable time, the Hearing was held. The Hearing lasted about 25 minutes. Claimant's pay was deducted for the time he spent at the Hearing. He subsequently filed the instant Claim, requesting return of \$6.35 deducted from his pay for time spent at the Hearing.

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Award No. 28258
Docket No. CL-27547
90-3-86-3-827

This Board has reviewed the record and can find no rule support for Claimant's position. We therefore deny the Claim.

A W A R D

Claim denied.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

Attest: 
Nancy J. Decker - Executive Secretary

Dated at Chicago, Illinois, this 28th day of February 1990.