

The Third Division consisted of the regular members and in addition Referee Joseph A. Sickles when award was rendered.

PARTIES TO DISPUTE: (Brotherhood of Railroad Signalmen  
(Northeast Illinois Regional Commuter Railroad Corporation

STATEMENT OF CLAIM: "Claim of the General Committee, Brotherhood of Railroad Signalmen, on the Northeast Illinois Railroad Corporation, that:

(a) Carrier violated the current N.I.R.C. Agreement, especially Rules #15 and #17, when the Carrier failed to call Mr. Bill Young for overtime service on Sunday, May 22, 1988.

(b) Carrier is now required to compensate Mr. Young 12 and 3/4 hours at his current punitive rate of pay." Carrier file 11-27-77.

FINDINGS:

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

The carrier or carriers and the employee or employees involved in this dispute are respectively carrier and employees 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.

On Sunday, May 22, 1988, Carrier called a junior employee to perform overtime work. Carrier states that the Signal Foreman attempted to call the Claimant but did not have his telephone number.

Claimant asserts that he was home and available for work and his phone number is listed in the local directory.

Claimant, and others, have supplied their addresses and phone numbers to the Carrier as required.

It is apparent from the correspondence of record that Carrier instructed the Foreman to call Claimant and others, but did not give him the employees' telephone numbers.

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Award No. 28629  
Docket No. SG-28921  
90-3-89-3-326

Carrier did not make a reasonable effort to contact the Claimant.

A W A R D

Claim sustained.

NATIONAL RAILROAD ADJUSTMENT BOARD  
By Order of Third Division

Attest:

  
Nancy J. Deyer - Executive Secretary

Dated at Chicago, Illinois, this 17th day of December 1990.