

Form 1

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

Award No. 29342
Docket No. CL-29499
92-3-90-3-505

The Third Division consisted of the regular members and in addition Referee Dana Edward Eischen when award was rendered.

PARTIES TO DISPUTE: (Transportation Communications International Union
(Western Weighing and Inspection Bureau

STATEMENT OF CLAIM: "Claim of the System Committee of the Brotherhood (GL-10507) that:

1. The Carrier violated the provisions of the Memorandum of Agreement effective March 1, 1982, when it failed to compensate the individuals on Attachment 'A' in accordance with Paragraph (h).

2. The Bureau shall now be required to compensate the individuals listed on Attachment 'A' for the amounts in accordance with Paragraph (h) for the number of days which they were entitled to be paid for as indicated on Attachment 'A'.

ATTACHMENT 'A'

Northwestern District

<u>Name</u>	<u>Rate of Pay per Hour</u>	<u>Entitlement</u>
R. A. Boman	\$14.2484	6 days 4 hours
V. K. Busch	12.5451	7 days
C. L. Carlisle	14.0695	4 days 1-1/2 hrs.
C. C. Chord	13.2107	7 days
K. W. Hanen	12.4665	4 days 1-3/4 hrs.
M. J. Hanson	13.4695	7 days
T. C. Hurst	13.7076	7 days
M. W. Janowiec	12.4665	4 days 6-1/4 hrs.
L. A. Meier	14.1338	7 days
R. E. Olson	13.7167	6 days
W. T. Panos	13.7167	4 days, 3-1/4 hrs.

L. R. Robertson	12.1176	7 days
D. B. Scherer	12.7214	6 days 4 hrs.
J. B. Skubitz	14.0798	3 days 5-1/4 hrs.
R. A. Spanier	Bureau Records	Bureau Records
H. M. VanderBusch	13.7167	7 days
J. J. Wargin	13.4038	6 days 6-1/2 hrs.

Milwaukee District

<u>Name</u>	<u>Rate of Pay</u>	<u>Entitlement</u>
N. R. Aitchison	Bureau Records	Bureau Records
F. R. Bergdolld	" "	" "
D. M. Billyard	\$112.236 per day	7 days
D. J. Churney	Bureau Records	Bureau Records
B. D. Crosset	" "	" "
T. M. Glab	" "	" "
J. T. Hatch	" "	" "
C. L. Holmes	\$ 13.5659	4-1/2 days
D. R. Jepson	Bureau Records	Bureau Records
T. G. Kosmitis	" "	" "
P. G. Nichols	" "	" "
D. A. Pluer	" "	" "
D. M. Reed	" "	" "
R. I. Salvin	" "	" "
A. Serna	\$112.236 per day	5 days 3-1/4 hrs.
A. J. Verdegan	\$112.6376 per day	7 days
M. H. Walton	Bureau Records	Bureau Records
J. S. Wrolstad	\$112.236 per day	7-1/2 days

St. Louis District

<u>Name</u>	<u>Daily Rate of Pay</u>	<u>Entitlement</u>
B. D. Crossett	\$109.73	3 days & 2 hrs.
J. T. Hatch	\$118.54	5 days
M. J. Lodes	\$109.73	6 days & 2 hrs.
P. G. Nichols	\$140.00	7 days
M. H. Walton	\$118.54	7 days"

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.

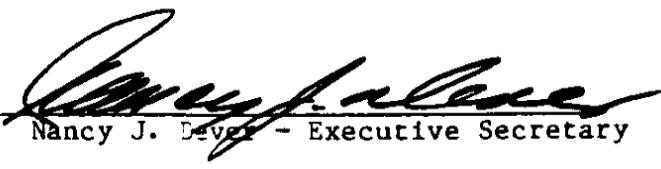
This claim presents issues of contract interpretation and application, between the same Parties and under the same contract language, presented in Third Division Award 29340. For the same reasons developed fully in that earlier Award, these claims also must be sustained.

A W A R D

Claims sustained.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

Attest:


Nancy J. Dever - Executive Secretary

Dated at Chicago, Illinois, this 25th day of August 1992.