

Form 1

**NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION**

**Award No. 33848
Docket No. SG-34466
99-3-98-3-126**

The Third Division consisted of the regular members and in addition Referee Robert L. Hicks when award was rendered.

**(Brotherhood of Railroad Signalmen
PARTIES TO DISPUTE: (
(CSX Transportation, Inc. (former Baltimore & Ohio
(Railroad Company)**

STATEMENT OF CLAIM:

“Grievance on behalf of the General Committee of the Brotherhood of Railroad Signalmen on the CSX Transportation Company (B&O):

Grievance on behalf of all Independent Signal Maintainers at the Cincinnati Terminal to require that Bulletin Nos. CTRM-0011, CTRM-0020, and CTRM-0023 be corrected to indicate that the assigned territory for the positions advertised in these bulletins is Queensgate Yard, account Carrier violated the current Signalmen’s Agreement, particularly the Cincinnati Terminal Agreement, when it advertised the positions as having a territory of Cincinnati Terminal. Carrier’s File No. 15(97-73). BRS File Case No. 10473-B&O.”

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 employee 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 were given due notice of hearing thereon.

Upon reviewing the Statement of Claim, it is deja vu all over again. Other than the bulletin numbers cited in the Statement of Claim, the Organization's position and the Carrier's response are, for all intents and purposes, identical to those found in Third Division Award 33847. For the reasons fully set forth therein, the instant claim is also dismissed.

AWARD

Claim dismissed.

ORDER

This Board, after consideration of the dispute identified above, hereby orders that an Award favorable to the Claimant(s) not be made.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

Dated at Chicago, Illinois, this 21st day of December 1999.