

**NATIONAL RAILROAD ADJUSTMENT BOARD  
THIRD DIVISION**

**Award No. 43868  
Docket No. SG-44916  
20-3-NRAB-00003-180369**

The Third Division consisted of the regular members and in addition Referee Paul Betts when award was rendered.

**(Brotherhood of Railroad Signalmen  
PARTIES TO DISPUTE: (  
(Union Pacific Railroad Company**

**STATEMENT OF CLAIM:**

**“Claim on behalf of the General Committee of the Brotherhood of Railroad Signalmen on the Union Pacific Railroad:**

**Claim on behalf of L.L. Wells, for eight hours compensation at his straight-time rate for each day he was not permitted to work his regular assigned hours, and half-time compensation for all hours worked outside his regularly assigned hours, continuing until this dispute is resolved, account Carrier violated the current Signalmen’s Agreement, particularly Rules 6, 7, and 11, when on November 26–27 2016, December 1–4, 8–10, 15–18, 22–24, and 29–30, 2016, and January 5–8, 12–15, and 19–22, 2017, it did not permit the Claimant to work his regularly assigned hours and did not compensate him at the overtime rate of pay for work outside his regularly assigned hours. Carrier's File No. 1679522. General Chairman's File No. N 0090. BRS File Case No. 15780-UP. NMB Code No. 105.”**

**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.

Following presentation to the Board, the case was resolved jointly by the parties.  
As a result, the claim is 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 28th day of January 2020.