

**NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION**

**Award No. 43876
Docket No. SG-45122
20-3-NRAB-00003-180565**

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

PARTIES TO DISPUTE: (**(Brotherhood of Railroad Signalmen**
(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 N.G. Bunkowske, for 8 hours pay at his half-time rate for all days he was required to work outside his regularly assigned hours, and 8 hours pay at his straight-time rate for all days he was not permitted to work his regular shift; account Carrier violated the current Signalmen’s Agreement, particularly Rules 6, 7, 11, and 38, when on March 2–5, 9–12, 16–19, and 23, 2017, Carrier required the Claimant to work outside his regularly assigned hours without properly compensating him. Carrier's File No. 1685348. General Chairman's File No. N 0104. BRS File Case No. 15854-UP. NMB Code No. 172.”

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.

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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.