

NATIONAL RAILROAD ADJUSTMENT BOARD
FOURTH DIVISION

Referee Joseph A. Sickles

Award Number 3831
Docket Number 3791

PARTIES TO DISPUTE: Railroad Yardmasters of America
TO Southern Railway Company

STATEMENT OF CLAIM: Claim and request of Railroad Yardmasters of America that:

Yardmaster M. D. Warren be paid a total of eight hours which is for four (4) hours on each date of June 19 and 25, 1979 account being required to attend Carrier's investigation on these above dates.

That Claimant's record be cleared of the charges and any reference to the imposed discipline.

OPINION OF BOARD: Although the record in this dispute is not identical to that in Award 3830, the same basic contention has been raised concerning the multiplicity of roles played by a Carrier Official. No purpose is served by a detailed exploration of the record in this case. Suffice it to say that our basic rationale and determination as set forth in Award 3830 is equally applicable here, and we find, under the doctrine of res judicate, that Fourth Division Award 3747 compels us to sustain this claim.

FINDINGS:

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

The carrier and the employe involved in this dispute are respectively carrier and employe 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.

The parties to said dispute were given due notice of hearing thereon.

The parties to said dispute waived right of appearance at hearing thereon.

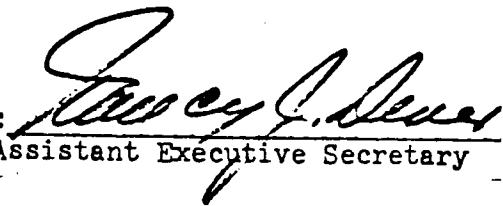
A W A R D

Claim sustained.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Fourth Division

ATTEST:

Executive Secretary
National Railroad Adjustment Board

By: 
Assistant Executive Secretary

Dated at Chicago, Illinois, this 7th day of April 1981.