

Form 1

**NATIONAL RAILROAD ADJUSTMENT BOARD
FIRST DIVISION**

Award No. 24904
Docket No. 44607
98-1-97-1-S-6734

The First Division consisted of the regular members and in addition Referee Rodney E. Dennis when award was rendered.

PARTIES TO DISPUTE: (Brotherhood of Locomotive Engineers
(Southern Pennsylvania Transportation Authority
((SEPTA)

STATEMENT OF CLAIM:

"This claim, BLE-95-044-T2 on behalf of the Engineers identified in attachment 'A' is for 8 hours pay at the straight time rate. Account being required to work Passenger Attendant assignments on various dates as identified in attachment 'A' in violation of Article I section 101 of the agreement."

FINDINGS:

The First 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.

The case presented to this Board in First Division Award 24903 is essentially identical to this case. They were argued at the Board together. One stressed the impact on two specific Claimants, Harmon and Lewis. The instant case stresses the impact on the BLE unit as a whole.

The Board has reviewed the Submissions and documents contained in the record of this Docket and concludes that the Board's decision in First Division Award 24903 applies equally as well to this case. The Board therefore directs as follows:

AWARD

Claim denied.

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 First Division

Dated at Chicago, Illinois, this 10th day of June 1998.