

FORM 1

NATIONAL RAILROAD ADJUSTMENT BOARD  
FIRST DIVISION

With Referee Nicholas H. Zumas

Award 23 202

Docket 43 068

PARTIES TO DISPUTE {  
                  { Brotherhood of Locomotive Engineers  
                  {  
                  { Seaboard Coast Line Railroad Company

STATEMENT OF CLAIM: "Case No. 73-63

"Engineer H. H. Bartles' claim for holiday pay on Birthday, June 9, 1973."

FINDINGS: The First Division of the National Railroad Adjustment Board, upon the whole record and all the evidence, finds that the parties herein are carrier and employe within the meaning of the Railway Labor Act, as amended, and that this Division has jurisdiction.

Hearing was waived.

Claimant was employed in engine service and was regularly assigned to the Anderson-Mount Carmel Roadswitcher operating from Anderson, South Carolina daily except Sunday. Claimant worked his regular assignment on June 8, 1973. He also worked June 9, 1973 which was his birthday. Claimant's assigned day off was Sunday June 10, 1973. The following day Claimant was called for jury duty and served on the Columbia County, Georgia jury for four days thereafter.

The issue to be resolved in this dispute is identical to that in our Award No. 23 198 (Docket No. 43 062), and the Board is governed accordingly.

AWARD: Claim sustained.

DATED AT CHICAGO, ILLINOIS  
THIS 21st DAY OF March 1980.

NATIONAL RAILROAD ADJUSTMENT BOARD  
BY ORDER OF FIRST DIVISION

ATTEST: Executive Secretary  
National Railroad Adjustment  
Board

By: *Ruby J. Lewis*  
Assistant Executive Secretary