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United States Vs. Moran

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Court : US Supreme Court

Decided On : Mar-12-1923

Appeal No. : 261 U.S. 321

Appellant : United States

Respondent : Moran

Judgement :

United States v. Moran - 261 U.S. 321 (1923)
U.S. Supreme Court United States v. Moran, 261 U.S. 321 (1923)

United States v. Moran

No. 231

Argued March 1, 1923

Decided March 12, 1923

261 U.S. 321

APPEAL FROM THE COURT OF CLAIMS

SYLLABUS

Decided on the authority of *United States v. Allen, ante,* 261 U. S. 317 .

56 Ct.Clms. 492, affirmed.

Appeal from a judgment of the Court of Claims awarding a sum as additional pay to a master-at-arms in the Coast Guard.

MR. JUSTICE Mc KENNA delivered the opinion of the Court.

Action for $600. Judgment for $260.50. The case was submitted with *United States v. Allen, ante,* 261 U. S. 317 , depends upon the same statute, and presents the question of the claim of a master at arms in the Coast Guard to receive pay at the rate allowed by the statute to a chief master at arms in the Navy, less all pay previously received in the lower grade.

Moran enlisted in the United States Revenue Cutter Service, the name of which has since been changed to the United States Coast Guard, as an ordinary seaman, and attained the rank of master at arms, the duties of which corresponded in all respects to the duties of chief master at arms in the Navy.

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Moran therefore, since April 6, 1917, has been, and is, entitled to receive a rate of pay corresponding to that of a chief master at arms in the Navy. Had he been so paid, and as required by the Act of May 22, 1917, 40 Stat. 84, he would have received during the entire period from August 1, 1917, when he was placed on active duty, to December 31, 1918, the sum of $1,790.50. The pay received by him, however, was $1,530, leaving a balance due of $260.50. For this sum the Court of Claims gave judgment.

The findings of the court sustain its action, and on the authority of the *Allen* case, we affirm the judgment.

Affirmed.

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