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Form 1

NATIONAL RAILROAD ADJUSTMENT BOARD
SECOND DIVISION

Award No. 6496
Docket No. 6338-I
2-IC-I-'73

The Second Division consisted of the regular members and in addition Referee John J. McGovern when award was rendered.

Parties to Dispute: (Albert Taylor, Petitioner
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(
(Illinois Central Railroad Company

Dispute: Claim of Petitioner:

That he was employed at Woodcrest Shop of I.C.R.R. - 17550 South Ashland Ave., Homewood, Illinois, as a Laborer, Clock No. 17104 from about 10/29/66 to 11/14/70. That on or about December 2, 1970 this Employee was dismissed from his job by Mr. Jeffrey, as a result of an Investigation Report taken on Nov. 20, 1970.

Findings:

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

The carrier or carriers and the employe or employes 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.

Parties to said dispute were given due notice of hearing thereon.

Without considering the substantive merits of the claim, it is clear from an examination of the record before us that the claimant ignored the appeals procedure on the property in violation of Section 3, First (i) of the Railway Labor Act. We have no alternative other than to dismiss the claim.

A W A R D

Claim dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Second Division

Attest:

E. A. Killeen
Executive Secretary

ed at Chicago, Illinois, this 30th day of May, 1973.