

Award No. 778
Docket No. MC-353-40
2-IGN-1-'42

**NATIONAL RAILROAD ADJUSTMENT BOARD
SECOND DIVISION**

PARTIES TO DISPUTE:

G. O. SEABURY, EMPLOYEE

vs.

**INTERNATIONAL-GREAT NORTHERN RAILROAD
COMPANY**

DISPUTE: CLAIM OF EMPLOYEE: Petitioner claims seniority rights over one F. H. Martin, contends for restoration of full seniority rights and compensation for all time lost.

FACTS AND POSITION OF PARTIES: The petitioner states that he is entitled to certain seniority rights. The carrier answers that he was given the seniority provided for in the agreement and that he has not been deprived of rightful seniority, and that his present seniority was approved by the organization representatives.

OPINION OF THE DIVISION: This Board has jurisdiction only in case the parties fail to reach an adjustment. Here the parties did not fail to reach an adjustment; they decided on the proper status of the employee in question. The statute does not say the matter must be settled in a manner satisfactory to the individual.

The proper representatives of the employees conferred with the proper representatives of the carrier. They came to a decision and so far as any further proceeding under the statute is concerned that decision is final. This Board has no further jurisdiction to review it. See Arnold Hildebrand vs. Union Pacific Railroad Company Award No. 643.

AWARD

Claim dismissed.

**NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Second Division**

**ATTEST: J. L. Mindling
Secretary**

Dated at Chicago, Illinois, this 19th day of May, 1942.

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