

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 25749  
Docket Number MS-25570

Robert W. McAllister, Referee

PARTIES TO DISPUTE: (George E. Duncan  
(  
(Atchison, Topeka and Santa Fe Railway Company

STATEMENT OF CLAIM:

- "1. Is claimant entitled to position of communication coordinator;
2. Is claimant entitled to compensation for pay loss for having not been named to position of communication coordinator;
3. Is claimant entitled to compensation for difference between PAD position pay and his regular rate of pay since January, 1983, and continuing to the present;
4. Is claimant entitled to compensation for loss due to use of 'track warrants';
5. Is claimant entitled to compensation for pay difference between positions held and positions available during June, July and August of 1983;
6. Is claimant entitled to compensation for travel expenses;
7. Is claimant entitled to compensation for pay loss due to non-use of Guaranteed Extra Board positions;
8. Is claimant required to follow normal grievance/dispute procedures."

OPINION OF BOARD: This Board finds the reasoning and findings set forth in Award No. 25712 are applicable to the facts of this dispute. For these reasons, we affirm that this Claim was not handled in the usual manner as provided in the controlling Agreement and, accordingly, did not comply with Section 3, First (1) of the Railway Labor Act or Circular No. 1 of the National Railroad Adjustment Board.

FINDINGS: The Third Division of the Adjustment Board, after giving the parties to this dispute due notice of hearing thereon, and upon the whole record and all the evidence, finds and holds:

That the Carrier and the Employees involved in this dispute are respectively Carrier and Employees within the meaning of the Railway Labor Act as approved June 21, 1934;

That this Division of the Adjustment Board has jurisdiction over the dispute involved herein; and

That the Claim is barred.

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AWARD

Claim dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD  
By Order of Third Division

Attest: *Nancy J. Dever*  
Nancy J. Dever - Executive Secretary

Dated at Chicago, Illinois, this 27th day of November 1985.

