

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 25778

Docket Number MS-25604

Robert W. McAllister, Referee

PARTIES TO DISPUTE: (Gaylord F. Moore
(
(Atchison, Topeka and Santa Fe Railway Company

STATEMENT OF CLAIM:

"1. Is claimant entitled to protective pay from March, 1981, through March, 1982;

2. Is claimant entitled to compensation for pay loss due to the maintenance of two seniority rosters in the Albuquerque division;

3. Is claimant entitled to the difference in pay between his regular pay rate and that of the PAD position since December 6, 1982, continuing through the present;

4. Is claimant entitled to compensation for pay loss due to the use of 'track warrants' and the use of non-union motel employees beginning December 7, 1981, and continuing to the present;

5. Is claimant entitled to compensation for non-use of Guaranteed Extra Board position;

6. Is claimant entitled to overtime or additional compensation for having worked extra hours due to 'blanked' positions occasioned by the non-use of 'zoned Extra Boards;

7. Is claimant entitled to travel expenses from March 12, 1982, through September 14, 1983;

8. Is claimant required to follow normal grievance/dispute procedures."

OPINION OF BOARD: This Board finds the reasoning and findings set forth in Award 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 (i) 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;

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

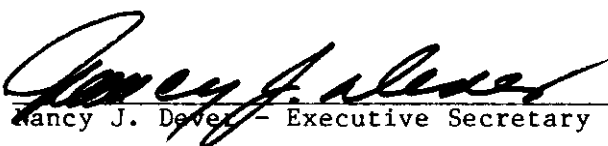
That the claim is barred.

AWARD

Claim dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

Attest


Nancy J. Dever - Executive Secretary

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