

Award No. 6794
Docket No. DC-7055

**NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION**

PARTIES TO DISPUTE:

**JOINT COUNCIL DINING CAR EMPLOYES, LOCAL 351
CHICAGO AND NORTH WESTERN RAILWAY COMPANY**

STATEMENT OF CLAIM: Joint Council Dining Car Employees Local 351 on the property of the Chicago and North Western Railway Company for and on behalf of Henry Johnson, Third Cook, that he be returned to his assignment, be compensated for all time loss with a return of all seniority and vacation rights.

OPINION OF BOARD: After a consideration of all of the facts and circumstances bearing upon claimant's miscarriage of instructions regarding his assignment, the claim will be disposed of by ordering the restoration of Claimant Henry Johnson's seniority and employment relationship but without any form of compensation.

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 will be disposed of in accordance with the Opinion.

AWARD

Claim disposed of in accordance with the Opinion and Findings.

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

**ATTEST: (Sgd.) A. Ivan Tummon
Secretary**

Dated at Chicago, Illinois, this 18th day of October, 1954.