

Award No. 18034

Docket No. DC-18456

**NATIONAL RAILROAD ADJUSTMENT BOARD**

**THIRD DIVISION**

David Dolnick, Referee

---

**PARTIES TO DISPUTE:**

**UNITED TRANSPORTATION UNION**

**GREAT NORTHERN RAILWAY COMPANY**

**STATEMENT OF CLAIM:** Claim for reinstatement to service with seniority unimpaired and paid for time lost during the period of dismissal for Dining Car Steward Clarence E. Leslie; dismissal as a result of alleged violation of rules and instructions applicable to Dining Car Stewards.

**OPINION OF BOARD:** The record establishes that Claimant Leslie was dismissed from service on July 15, 1966. Neither the claimant nor the organization, however, made any appeal of that decision within the forty-five (45) day period pursuant to rule 25 of the Controlling Agreement. Claim, therefore, was not timely progressed on the property and is clearly barred from consideration by this Board.

**FINDINGS:** The Third Division of the Adjustment Board, upon the whole record and all the evidence, finds and holds:

That the parties waived oral hearing;

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 be dismissed.

**AWARD**

Claim dismissed.

**NATIONAL RAILROAD ADJUSTMENT BOARD**  
By Order of THIRD DIVISION

ATTEST: S. H. Schulty  
Executive Secretary

Dated at Chicago, Illinois, this 17th day of July 1970.

Keenan Printing Co., Chicago, Ill.

Printed in U. S. A.