



Award No. 18443

Docket No. MS-18851

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

J. Thomas Rimer, Jr., Referee

PARTIES TO DISPUTE:

MR. ROBERT J. KECK

**THE ATCHISON, TOPEKA AND SANTA FE RAILWAY
COMPANY (Coast Lines)**

STATEMENT OF CLAIM: This is to serve notice, as required by the rules of the National Railroad Adjustment Board, of my intention to file an ex parte submission on May 13, 1970, covering an unadjusted dispute between me and the Atchison, Topeka & Santa Fe Railroad involving the question:

Claim for severance pay on account of abolishment of position: Secretary to Assistant Freight Claim Agent, Atchison, Topeka & Santa Fe Railroad, Mr. R. S. Baker, 114 Sansome St., San Francisco, Calif. My service with the carrier started on March 16, 1954 and ended August 31, 1965.

An oral hearing is not desired.

OPINION OF BOARD: The record discloses that this claim was never handled in the usual manner on the property per Section 3, First (i) of the Railway Labor Act. In addition no conference was ever held on this property prior to submission of the dispute to this Board in accordance with the Railway Labor Act referred to above. Therefore, this claim must be dismissed. See Awards 13235 (Dorsey), 13461 (Hutchins), 13659 (Mesigh), 14976 (Ritter) among many others.

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 is barred.

AWARD

Claim dismissed.

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

**ATTEST: E. A. Killeen
Executive Secretary**

Dated at Chicago, Illinois, this 12th day of March 1971.

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