

Award No. 18845
Docket No. MS-19300

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Thomas L. Hayes, Referee

PARTIES TO DISPUTE:

W. T. TOLBERT

THE PULLMAN COMPANY

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 31, 1971, covering an unadjusted dispute between me and the Pullman Company involving the question:

I was employed by Pullman Company from March 6, 1962 to January 31, 1969 (about 7 years), when I was terminated because my linen service job was eliminated by the company. I received no severance pay at all from the company and they never made any attempt to give me another job with their company, or to relocate me with another company. I received annual pay of about \$6450.00 yearly.

OPINION OF BOARD: The Claim as presented to this Board by Claimant herein was not handled on the property of the Carrier as required by Section 3, First (i) of the Railway Labor Act and Circular No. 1 of the National Railroad Adjustment Board or in accordance with the provisions of the applicable collective bargaining agreement. Therefore, this claim is barred from consideration by this Board and must be dismissed.

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 30th day of November 1971.

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