

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 22541  
Docket Number MSX-21302

George S. Roukis, Referee

PARTIES TO DISPUTE: (John J. Knoll  
(  
(REA Express, Inc.

STATEMENT OF FACTS: "This is the notice, as required by the National Railroad Adjusting Board of my husband John J. Knoll deceased, This is to file exparte submission which is 30 days notice to you. Covering an unjusted dispute.

Where all men were furlaughed in December 1969, my husband was on a leave of absence since September 1969 He was never notified to apply for the One Hundred Dollars Supplement, which the other employes received for approximately two years. Which is the R. E. A. Local 2147. The Brotherhood Railway and Airline Clerks.

I, Anna Knoll, wife of deceased John J. Knoll, would consider an oral hearing if it were close to my house here in Jersey City." (sic)

OPINION OF BOARD: The claim which petitioner is attempting to assert before this Board has not been handled on the property of the Carrier as required by the applicable collective bargaining Agreement and Section 3, First (i) of the Railway Labor Act, as amended as well as by Circular No. 1 of this Board. Therefore, the claim as described above is barred from consideration by this Division and is accordingly 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

Award Number 22541  
Docket Number MSX-21302

Page 2

That the claim is barred.

A W A R D

Claim dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD  
By Order of Third Division

ATTEST: A. W. Paulos  
Executive Secretary

Dated at Chicago, Illinois, this 28th day of September 1979.