

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 22747  
Docket Number MS-22835

Paul C. Carter, Referee

PARTIES TO DISPUTE: (John R. Hyatt  
(The Baltimore and Ohio Railroad Company

STATEMENT OF CLAIM: "They're working men in my place since 1957  
by the name of RICHARD - Ralph Patrone"

OPINION OF BOARD: The record is clear that the claim that Petitioner is attempting to assert before this Board has not been handled on the property up to and including the Chief Operating Officer of the Carrier designated to handle such disputes as required by Section 3, First (i) of the Railway Labor Act, Circular No. 1 of the National Railroad Adjustment Board, and the rules of the applicable collective bargaining Agreement. The claim is, therefore, not properly before the 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 Employee involved in this dispute are respectively Carrier and Employee 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.

A W A R D

Claim dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD  
By Order of Third Division

ATTEST:

  
Executive Secretary

Dated at Chicago, Illinois, this 29th day of February 1980.