

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 24455
Docket Number SG-24526

Edward L. Suntrup, Referee

PARTIES TO DISPUTE: (Brotherhood of Railroad Signalmen
(Consolidated Rail Corporation

STATEMENT OF CLAIM: "Claim of the General Committee of the Brotherhood of Railroad Signalmen on the Consolidated Rail Corporation (former Reading Railroad)

SYSTEM DOCKET 1634
EASTERN REGION, PHILADELPHIA DIVISION

Claim of Signalman J. B. Blickley for mileage, travel time and all overtime earned by L. G. Karpinski, continuous from March 13, 1981, account the claimant was not allowed to displace L. G. Karpinski."

OPINION OF BOARD: The merits of the instant case depend a fortiori on the jurisdictional correctness of Organization claim, already heard before the Board in Award No. 24454, wherein Organization requests Board decision on the validity of Agreements signed by the parties to that case.

In that case by reference, as in this, the Board interlines that it has no jurisdiction herein to resolve issue at bar since the claim addresses the validity and not the interpretation of contracts. National Railroad Adjustment Board Awards and Supreme Court decisions cited in Award No. 24454 herein equally hold.

FINDINGS: The Third Division of the Adjustment Board, after giving the parties to this dispute due notice of hearing thereon, and upon the whole record and all the evidence, finds and holds:

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 claim is barred.

Award Number 24455
Docket Number SG-24526

Page 2

A W A R D

Claim dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

ATTEST: Acting Executive Secretary
National Railroad Adjustment Board

By Rosemarie Brasch
Rosemarie Brasch - Administrative Assistant

Dated at Chicago, Illinois, this 29th day of June 1983.

