

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

Award Number 25752
Docket Number MS-25573

Robert W. McAllister, Referee

(Jerry A. Stacey

PARTIES TO DISPUTE:

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(Atchison, Topeka and Santa Fe Railway Company

STATEMENT OF CLAIM:

- "1. Is claimant entitled to compensation on basis of multiple seniority rosters which preclude him from certain excepted or partially excepted positions;
2. Is claimant entitled to compensation for position No. 5017 from February 1, 1982 to July 1, 1983;
3. Is claimant entitled to compensation for having been forced to work at a reduced rate during 1981 and 1982;
4. Is claimant entitled to compensation for the abolishment of Rule 14-C;
5. Is claimant entitled to compensation for having to protect two positions at one time during 1982;
6. Is claimant entitled to compensation for the reduction in pay from the Amarillo CAB to the Topeka CAB;
7. Is claimant entitled to compensation for doing supervisor's work from January, 1983 to July, 1983, while training other clerks;
8. Is claimant entitled to compensation for Guaranteed Extra Board position(s) available in system;
9. Is claimant entitled to severance pay;
10. Is claimant required to follow normal grievance/dispute procedures."

OPINION OF BOARD: This Board finds the reasoning and findings set forth in Award No. 25712 are applicable to the facts of this dispute. For these reasons, we affirm that this Claim was not handled in the usual manner as provided in the controlling Agreement and, accordingly, did not comply with Section 3, First (i) of the Railway Labor Act or Circular No. 1 of the National Railroad Adjustment Board.

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 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


Nancy J. Dever - Executive Secretary

Dated at Chicago, Illinois, this 27th day of November 1985.

