

AWARD NO. 41
CASE NO. 41
BU-9757-8

SPECIAL BOARD OF ADJUSTMENT NO. 421

THE ORDER OF RAILROAD TELEGRAPHERS)

VS.)

NEW YORK CENTRAL RAILROAD, EASTERN DISTRICT)
(Except Boston and Albany Division) and)
NEW YORK DISTRICT)

STATEMENT OF CLAIM:

1. Carrier violated the terms of the agreement between the parties when, without just cause, it suspended A. J. Romeo from his position as Telephoner Clerk, Dispatcher's Office, Rochester, New York for the period February 1, 1962 to February 7, 1962 inclusive.

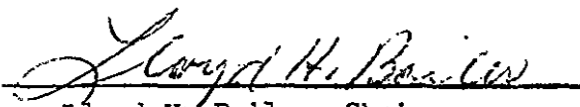
2. Carrier shall be required to clear the record of A. J. Romeo and pay him 8 hours time lost each day, February 1, 4, 5, 6 and 7, 1962 and 3 hours and 45 minutes time consumed attending a hearing on February 2, 1962, all at the rate of \$2.608 per hour.

OPINION OF BOARD:

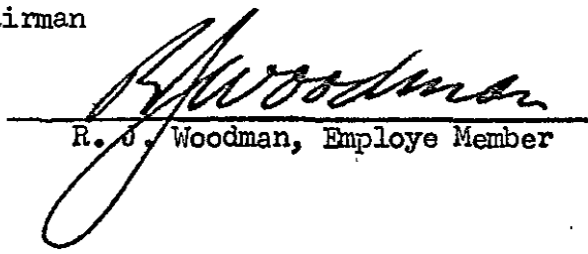
This claim must be dismissed on the ground that a valid claim was not appealed on a timely basis to the proper Carrier official, as required by Article 32(b).

AWARD:

Claim dismissed.


Lloyd H. Bailer, Chairman


L. Faulds, Carrier Member


R. J. Woodman, Employee Member

Dated: September 29, 1964