

Award No. 1144
Docket No. 1146

NATIONAL RAILROAD ADJUSTMENT BOARD
FOURTH DIVISION

PARTIES TO DISPUTE:

OTHAR T. MC KINNEY

ST. LOUIS-SAN FRANCISCO RAILWAY COMPANY

STATEMENT OF CLAIM: Claim Othar T. McKinney be reinstated as porter with all seniority rights and be allowed back pay from June 14, 1950 to date of reinstatement at union scale of pay.

FINDINGS: The Fourth Division of the Adjustment Board, upon the whole record and all the evidence, finds that:

The carrier and the employe involved in this dispute are respectively carrier and employe within the meaning of the Railway Labor Act, as approved June 21, 1934.

This Division of the Adjustment Board has jurisdiction over the dispute involved herein.

The parties to said dispute were given due notice of hearing thereon.

The record shows that the dispute involved has not been properly progressed on the property and, therefore, is not properly before the Division.

AWARD

Claim dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of **FOURTH DIVISION**

ATTEST: R. B. Parkhurst
Secretary

Dated at Chicago, Illinois, this 17th day of December, 1956.