

Award No. 1541

Docket No. 1548

NATIONAL RAILROAD ADJUSTMENT BOARD
FOURTH DIVISION

PARTIES TO DISPUTE:

ROSELL R. HARRIS

ILLINOIS CENTRAL RAILROAD COMPANY

STATEMENT OF CLAIM: Claim and request of Roshell R. Harris that he be reinstated as train porter with seniority rights unimpaired and reimbursed for all time lost.

OPINION OF BOARD: On appeal to this Board, the basis of claim was changed from reimbursement as a matter of leniency to reinstatement with reimbursement for all time lost. It is evident the claim as now amended was never handled on the property as required by Section 3, First (i) of the Railway Labor Act and must be dismissed.

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 dispute were given due notice of hearing thereon.

AWARD

Claim dismissed.

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

ATTEST: Patrick V. Pope
Secretary

Dated at Chicago, Illinois, this 15th day of May, 1961.