

NATIONAL RAILROAD ADJUSTMENT BOARD  
Third Division

PARTIES TO DISPUTE:

THE ORDER OF RAILROAD TELEGRAPHERS  
ST. LOUIS-SAN FRANCISCO RAILWAY COMPANY

DISPUTE.—“Claim of the General Committee that seniority of employees taken over with the Miami Mineral Belt Railroad be extended over the entire Northern Division of the St. Louis-San Francisco Railway, and the seniority of employees on the remainder of the Northern Division be extended to the positions on that part of the Northern Division formerly known as the Miami Mineral Belt, without restrictions.”

FINDINGS.—The Third Division of the Adjustment Board, upon the whole record and all the evidence, finds 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.

An agreement exists between the parties bearing effective date of May 16, 1928.

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 parties have jointly certified the following facts, and the Third Division so finds:

“Effective 12:01 A. M. January 1, 1930, the St. Louis-San Francisco Railway Company took over operation of the Miami Mineral Belt Railroad. Since that date the line has been known as the Picher Branch of the Afton Sub-Division of the Northern Division.

“The Management notified the General Chairman of the Order of Railroad Telegraphers, January 4, 1930, of the above facts and stated it was the intention to consolidate seniority of employees on that line with seniority of employees on the Northern Division roster. This was supplemented with letter January 23, 1930, stating the arrangement as to seniority was made with the proviso that the Miami Mineral Belt employees would start their seniority on the remainder of the Northern Division as of January 1, 1930, and Frisco employees on the Northern Division would start their seniority on the Miami Mineral Belt as of the same date.

“The Order of Railroad Telegraphers contended such action was not in accordance with the provisions of Article VIII, Paragraph 1, Section (a) of Telegraphers' Schedule, reading:

“The right of promotion for employees will extend over each Superintendent's division and to relay offices.”

It is shown to have been the practice under agreements effecting previous similar consolidations for employees of this class to first displace to their own level on their original line, and thereafter merge the seniority of Telegraphers into one Division Seniority Roster, and thus afford all Telegraphers affected their rights under Article VIII, Paragraph 1, Section (a), Telegraphers' Schedule.

AWARD

Claim sustained per last finding.

By Order of Third Division:

NATIONAL RAILROAD ADJUSTMENT BOARD.

Attest:

H. A. JOHNSON, Secretary.

Dated at Chicago, Illinois, this 16th day of May 1935.