

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

PARTIES TO DISPUTE:

THE ORDER OF RAILROAD TELEGRAPHERS
BOSTON & ALBANY RAILROAD
NEW YORK CENTRAL RAILROAD COMPANY, LESSEE

STATEMENT OF CLAIM: Claim of the General Committee of The Order of Railroad Telegrapher on Boston and Albany Railroad

(1) that the position of ticket agent at Framingham, Mass., created November 1, 1943, comes within the jurisdiction of the telegraphers' agreement and is subject to the terms thereof since that date,

(2) that a rate for said newly created position shall be fixed by mutual agreement between the parties in accordance with the provisions of Rule 19 of the telegraphers' agreement, and

(3) that whenever the position hereafter becomes vacant it shall be bulletined and filled in accordance with the governing rules of said agreement.

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 employe involved in this dispute are respectively carrier and employe 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;

That the dispute was certified to the Third Division of the Adjustment Board ex parte by complainant party; and

That hearing thereon has been held but not concluded. Under date of August 28, 1946, the complainant party addressed a formal communication to the Secretary of the Third Division requesting withdrawal of this case, which request is hereby granted.

AWARD

Case dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

ATTEST: H. A. Johnson,
Secretary

Dated at Chicago, Illinois, this 23rd day of September, 1946.