

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

PARTIES TO DISPUTE:

THE ORDER OF RAILROAD TELEGRAPHERS

THE NEW YORK CENTRAL RAILROAD COMPANY
(Line West)

STATEMENT OF CLAIM: Claim of the General Committee of The Order of Railroad Telegraphers on the New York Central Railroad (Line West of Buffalo), that:

(a) The Carrier violated the provisions of the Agreement between the parties hereto, when it failed and refused to compensate F. L. McNally at the rate of time and one-half for work performed Sunday, September 14, 1952, on second shift at Morocco, Indiana, after having completed his full work week of forty hours.

(b) Telegrapher F. L. McNally shall be paid the difference between the straight time rate which he was paid and the rate of time and one-half to which he was entitled under the provisions of the Agreement between the parties, for work performed on the seventh day of his work week, September 14, 1952.

(c) The Carrier violated the provisions of the Agreement when it forced L. B. Hunter to remain idle on Sunday, September 14, 1952, account being improperly relieved by F. L. McNally.

(d) Telegrapher L. B. Hunter shall now be paid eight hours at the rate of time and one-half for September 14, 1952, because not used instead of telegrapher McNally.

FINDINGS: The Third Division of the Adjustment Board finds:

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

That hearing thereon has been held and concluded. Under date of June 24, 1955, the parties jointly addressed a formal communication to the Secretary of the Third Division requesting withdrawal of this case from further consideration by the Division, which request is hereby granted.

AWARD

Claim dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

ATTEST: (Sgd.) A. Ivan Tummon
Secretary

Dated at Chicago, Illinois, this 15th day of July, 1955.