

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

PARTIES TO DISPUTE:

THE ORDER OF RAILROAD TELEGRAPHERS
THE BALTIMORE AND OHIO RAILROAD COMPANY

STATEMENT OF CLAIM: Claim of the General Committee of The Order of Railroad Telegraphers on The Baltimore & Ohio Railroad that:

(1) The Carrier violated and continues to violate the provisions of the agreement between the parties, when it declared abolished the three trick positions at "K" Tower, East St. Louis, Illinois, and permits or requires employes holding no rights under said agreement to perform the work coming within the scope of the agreement formerly performed by employes covered by the agreement.

(2) The Carrier restore telegraphers to the positions at "K" Tower to perform work properly coming within the scope of the agreement in accordance with the rules of said agreement.

(3) For each day that employes not covered by the Telegraphers' Agreement are used to perform work covered by said agreement at "K" Tower, the Carrier shall be required to pay idle employes, extra employes in preference, under the agreement on the seniority district eight hours at the "K" Tower rate, for each trick named by employes outside of the agreement, from August 1, 1949.

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 but not concluded, and under date of July 28, 1955, the parties addressed a formal communication to the Secretary of the Third Division requesting withdrawal of this case, 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 4th day of August, 1955.