

Award No. 7097
Docket No. TE-7326

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

PARTIES TO DISPUTE:

THE ORDER OF RAILROAD TELEGRAPHERS
THE NASHVILLE, CHATTANOOGA & ST. LOUIS RAILWAY

STATEMENT OF CLAIM: Claim of the General Committee of The Order of Railroad Telegraphers on The Nashville, Chattanooga & St. Louis Railway that:

(a) The Carrier violated the provisions of the Agreement between the parties when it failed and refused to compensate Telegrapher W. C. Cooper on the basis of time and one-half, eight hours each day, for service performed December 22 and 23, 1952, account these two days being the rest days of the position which he had filled for the five days previous.

(b) The Carrier now be required to compensate W. C. Cooper for the difference between eight hours at straight time rate and eight hours at the time and one-half rate each day for the service performed on December 22 and 23, 1952.

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 July 28, 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 4th day of August, 1955.