

Award No. 7119  
Docket No. TE-7288

**NATIONAL RAILROAD ADJUSTMENT BOARD**

**THIRD DIVISION**

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**PARTIES TO DISPUTE:**

**THE ORDER OF RAILROAD TELEGRAPHERS**

**WABASH RAILROAD COMPANY**

**STATEMENT OF CLAIM:** Claim of the General Committee of The Order of Railroad Telegraphers on the Wabash Railroad that:

1. The Carrier violated the agreement between the parties when it failed and refused to pay Telegrapher L. A. Tucker time and one-half rate for services performed on rest days, first shift at Milan, Michigan, April 25, 1952; second shift at Romulus, Michigan, May 13, 1952; and third shift at Milan, Michigan, May 26, 1952.

2. The Carrier shall now compensate Mr. Tucker for the difference between the straight time which he was allowed and time and one-half rate to which entitled for these days.

**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 August 11, 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 23rd day of September, 1955.