

Award No. 7266
Docket No. TE-7435

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), that:

1. The Carrier violated the terms of the agreement between the parties when at 4:35 P. M. on August 3, 1954, Conductor Wm. Schneider of Work Extra 1466, performed the work of an employe covered by the agreement after the Agent-Operator at Vermilion, Ohio had been excused at the end of his tour of duty that day and before the occupant of the second shift came on duty.

2. The Carrier shall compensate M. Marfut the equivalent of a call under Article 5 of the Agreement because of the violation stated in paragraph 1.

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 February 21, 1956, 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 19th day of March, 1956.