

Award No. 7274
Docket No. TE-7618

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. Carrier violated the terms of the agreement between the parties when on April 14 and 30, September 12, and October 15, 1953; March 18, April 6, and 24, 1954, it permitted or required employees not subject to said Agreement to perform the function of a block operator at Sylvania, Ohio.

2. Carrier shall now be required to compensate R. M. Redick, the regularly assigned Agent-Operator, Sylvania, Ohio, who was ready, willing and available for this service, an amount equivalent to a two (2) hour call provided for under Article 5 of the Agreement for each of the dates enumerated 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 no hearing thereon has been held, and 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, 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.