

Award No. 7578

Docket No. TE-8286

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

THE ORDER OF RAILROAD TELEGRAPHERS

BESSEMER AND LAKE ERIE RAILROAD COMPANY

STATEMENT OF CLAIM: Claim of the General Committee of The Order of Railroad Telegraphers on the Bessemer and Lake Erie Railroad that:

1. Carrier violated the terms of the agreement between the parties when beginning on Saturday, May 8, 1954, and continuing until the violation is corrected, it abolished the relief position at Annandale, Pennsylvania, and transferred the work of receiving and transmitting mine reports formerly handled by the relief operator on the Saturday rest days of the position to employees not covered by the agreement at Branchton, Pennsylvania.

2. Carrier shall be required to pay eight hours at straight time rate to either the relief operator that was displaced or the senior idle extra employe, or in the event that neither the relief operator nor senior idle extra employe was available, then the Carrier shall compensate W. R. Renick, Agent at Annandale, for eight hours at the time and one-half rate beginning on Saturday, May 8, 1954, and continuing until the violation is corrected.

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 December 3, 1956, the complainant party 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: A. Ivan Tummon
Executive Secretary

Dated at Chicago, Illinois, this 19th day of December, 1956.