

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

THE ORDER OF RAILROAD TELEGRAPHERS

THE BALTIMORE AND OHIO RAILROAD COMPANY

STATEMENT OF CLAIM: Claim of the General Committee of The Order of Railroad Telegraphers on The Baltimore and Ohio Railroad, that:

1. Carrier violated the agreement between the parties hereto when on November 29, December 1, 2, 4, 10, 14, 20, 26, 1956, and January 26 and 27, 1957, it caused, permitted and required train or engine service employees not covered by the Telegraphers' Agreement, on trains in the passing siding at Fenelton, Pennsylvania, to report over the telephone at Fenelton to the operators at Craigsville, Cowan or WS Tower, Pennsylvania, the time trains they were meeting at Fenelton passed that point, and to secure from the operator at Craigsville, Cowan or WS Tower Clearance Card Form A, Part 4, giving them permission to re-enter the main track at Marion Center and proceed east.

2. Carrier shall now compensate the following employees for pay for one day on the dates listed below:

R. W. Weaver, November 29, 1956
W. G. Black, December, 1956
C. B. Parsell, December 2, 1956
W. W. Berfield, December 4, 1956
E. E. Aurand, December 10, 1956
H. G. Bargerstock, December 14, 1956
E. D. Gallman, December 20, 1956, and

idle employees, extra in preference, on December 26, 1956 and January 26 and 27, 1957.

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 was waived and under date of January 19, 1959, the parties separately addressed formal communications to the Secretary of the Third Division requesting withdrawal of this case, which request is hereby granted.

Claim dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of THIRD DIVISION

ATTEST: A. Ivan Tummon
Executive Secretary

Dated at Chicago, Illinois, this 4th day of February, 1959.