

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

THE ORDER OF RAILROAD TELEGRAPHERS
THE NEW YORK, NEW HAVEN AND HARTFORD RAILROAD
COMPANY

STATEMENT OF CLAIM: Claim of the General Committee of The Order of Railroad Telegraphers on The New York, New Haven and Hartford Railroad Company that:

1. The Carrier, commencing December 1, 1956, violated and continues to violate the provisions of the Agreement between the parties when it required or permitted, and continues to require or permit employees not coming within the scope of said Agreement to block trains and perform communications service of record at North Falmouth, (Williams) Massachusetts.

2. The senior, idle, available employe, extra in preference covered by the Agreement on the seniority district who could have been used to perform such work at North Falmouth (Williams) since December 1, 1956, during the hours of the day or night such work was performed by employees not under said Agreement, shall be compensated the equivalent of one day's pay (8 hours) at the appropriate rate of pay.

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 July 14, 1959, 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: A. Ivan Tummon
Executive Secretary

Dated at Chicago, Illinois, this 5th day of August, 1959.