

Award No. 9137  
Docket No. TE-10745

NATIONAL RAILROAD ADJUSTMENT BOARD  
THIRD DIVISION

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**PARTIES TO DISPUTE:**

**THE ORDER OF RAILROAD TELEGRAPHERS**

**MISSOURI PACIFIC RAILROAD COMPANY**

**STATEMENT OF CLAIM:** Claim of the General Committee of The Order of Railroad Telegraphers on the Missouri Pacific, that:

**Case No. 1**

1. Carrier violated Agreement when on June 8, 1957, it required or permitted Brakeman J. D. Smith on Extra SSW 923 North to receive and copy Train Order No. 504 at "BB" Junction.

2. Carrier shall compensate R. D. Stahlheber, senior idle extra telegrapher, for one day's pay (8 hours) for June 8, 1957.

**Case No. 2**

1. Carrier violated Agreement when on December 2, 1957 it required or permitted Conductor Brown in charge of Engine 4364 to receive and copy Train Order No. 32 at Cairo, Illinois.

2. Carrier shall compensate J. L. Mainer, senior idle extra telegrapher for one day's pay (8 hours) for December 2, 1957.

**Case No. 3**

1. Carrier violated Agreement when on January 15, 1958, it required or permitted Conductor Dunn in charge of Engine 4355 to receive and copy Train Order No. 14 at Welge, Illinois.

2. Carrier shall compensate M. C. Abercrombie, senior idle extra telegrapher for one day's pay (8 hours) for January 15, 1958.

**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 December 31, 1959, 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: S. H. Schulty**  
**Executive Secretary**

Dated at Chicago, Illinois, this 11th day of January, 1960.