

Award No. 9144
Docket No. TE-10942

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

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 Railroad Company, that:

1. Carrier violated the Agreement between the parties when on February 15, 1958 and all subsequent dates it required or permitted employees not covered by the Telegraphers' Agreement to handle train orders in violation of Rule 1(b).

2. Carrier shall now pay Mrs. C. B. Johnston, rest day relief telegrapher, "MO" Monroe, Louisiana, 8 hours' pay at the time and one-half rate for February 15, 1958, and the senior idle telegrapher, extra preferred, for each subsequent day until the violation is discontinued.

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.