

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, that:

1. Carrier violated the Agreement between the parties when on February 18, 1958, it declared abolished the position of car distributor at Nevada, Missouri, without in fact abolishing the work of the position and transferred the work of the negotiated position to employees not covered by the Agreement.

2. Carrier shall now compensate N. F. Barksdale, the incumbent of the position, any and all money loss he shall sustain beginning with February 18, 1958, including any expenses involved in working at other locations, until he is rightfully restored to his former position of car distributor at Nevada, and,

3. Carrier shall compensate all employees adversely affected by this improper job abolishment, including their loss of pay and expenses.

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.