

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 Railroad, that:

1. Carrier violated the Agreement between the parties when on March 24, 1958 it declared abolished the position of Car Distributor at Wynne, Arkansas 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 E. F. Straub, the incumbent of the position, 8 hours at the pro rata rate of pay for each work day of the position beginning with March 24, 1958, and any expenses involved in working at other locations, until he is rightfully restored to his former position of Car Distributor at Wynne and,
3. Carrier shall compensate R. E. Bridger 8 hours at the pro rata rate of pay for each day he is prevented from working his position of third trick telegrapher at Paragould on account of this improper displacement, and any expenses incurred by him as a result thereof, and in addition,
4. Shall pay each employe adversely affected by this improper abolishment any losses sustained both salary 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.