

Award No. 9237
Docket No. TE-11377

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

THE ORDER OF RAILROAD TELEGRAPHERS

ILLINOIS TERMINAL RAILROAD COMPANY

STATEMENT OF CLAIM: Claim of the Committee of The Order of Railroad Telegraphers on the Illinois Terminal Railroad that:

The Carrier violated the agreement between the parties, when:

1 (a). On September 13, 1958, at Thermal No. 1, it required and permitted an employe not covered by the agreement to handle a train order.

(b). Carrier shall be required to compensate George Neary, senior idle employe on the seniority district, in the amount of one day's pay.

2 (a). On September 29, 1958, at LeClaire Yard, it required and permitted an employe not covered by the agreement to handle a train order.

(b). Carrier shall be required to compensate J. C. Schultz, senior idle extra employe on the seniority district, in the amount of one day's 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 was waived and under date of February 5, 1960, 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 12th day of February, 1960.