

Award No. 10150

Docket No. TE-11523

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

THE ORDER OF RAILROAD TELEGRAPHERS

**THE NEW YORK CENTRAL RAILROAD, Eastern District
(Except Boston and Albany Division) and New York District**

STATEMENT OF CLAIM: Claim of the General Committee of the Order of Railroad Telegraphers on the New York Central Railroad (Eastern District), that:

1. Carrier violated the terms of the Agreement between the parties when, acting without agreement, it removed from the employes subject to said Agreement, at the agency station at — Red Creek, N. Y., Wolcott, N. Y., North Rose, N. Y., Alton, N. Y., Sodus, N. Y., Hilton, N. Y., Williamson, N. Y., Ontario, N. Y., Webster, N. Y., Charlotte, N. Y., Morton, N. Y., Hamlin, N. Y., Waterport, N. Y., Lyndonville, N. Y., Burt, N. Y., Barker, N. Y., Wilson, N. Y., Model City, N. Y., Medina, N. Y., Albion, N. Y., Gasport, N. Y., Middleport, N. Y., Sanborn, N. Y., Leroy, N. Y., Attica, N. Y., Holcomb, N. Y., Caledonia, N. Y., Clarence Center, N. Y., Camillus, N. Y., Cayuga, N. Y., Martisco, N. Y., Seneca Falls, N. Y., Skaneateles Jct., N. Y., Waterloo, N. Y., Geneva, N. Y., Shortsville, N. Y., Phelps, N. Y., Holley, N. Y., Canadaigua, N. Y., Clifton Springs, N. Y., Victor, N. Y., Pittsford, N. Y., Brockport, N. Y., Brighton, N. Y., the work of checking, rating, preparing waybills, preparing expense bills, and other work in connection with, and incidental to, the handling of less-than-carload freight shipments originating at and destined to the said stations, and transferred said work to other stations and to employes not subject to the Agreement.
2. Carrier shall restore such work to the agency stations listed above and to the employes subject to the Agreement thereat from whom it was unilaterally taken.

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 thereon has been held and concluded. Under date of August 22, 1961, the parties jointly addressed a formal communication to the Secretary of the Third Division requesting withdrawal of this case from further consideration by the Division, which request is hereby granted.

AWARD

Claim dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of THIRD DIVISION

ATTEST: S. H. Schulty
Secretary

Dated at Chicago, Illinois, this 27th day of October, 1961.