

Award No. 720

Docket No. TE-751

**NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION**

PARTIES TO DISPUTE:

**THE ORDER OF RAILROAD TELEGRAPHERS
THE DENVER AND RIO GRANDE WESTERN
RAILROAD COMPANY**

STATEMENT OF CLAIM: "Claim of the General Committee of The Order of Railroad Telegraphers on the Denver and Rio Grande Western Railroad, that the hourly rate of pay established through negotiations and agreement for telegraphers in the several offices on the system likewise applies to employes who operate teletype machines in communication service in lieu of the telegraph in offices where teletypes are installed, and employes who operate teletype machines shall receive the negotiated telegraph rate in the office where such service is performed, and that: since the installation of these teletype machines in certain offices employes receive and transmit by teletype mechanical devices instead of Morse mechanical devices, business of the office or offices in question and the same result is obtained by the use of either mechanical device, that all such employes in said office or offices who have received a lower rate of pay for the time occupied in teletype service than that negotiated and fixed by agreement for telegraph service, shall be reimbursed the difference between the negotiated telegraph schedule rate and the arbitrary rate fixed by unilateral action of the management for teletype service, retroactive to the date teletype service was inaugurated in the office or offices involved in this dispute."

FINDINGS: The Third Division of the Adjustment Board finds that:

This dispute was certified to the Third Division of the Adjustment Board ex parte by complainant party.

No hearing thereon has been had, and under date of August 16, 1938, the complainant party addressed a formal communication to the Secretary of the Third Division withdrawing this case.

AWARD

Case dismissed.

**NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division**

**ATTEST: H. A. Johnson
Secretary**

Dated at Chicago, Illinois, this 7th day of September, 1938.