

Award No. 1363
Docket No. TE-1114

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

PARTIES TO DISPUTE:

THE ORDER OF RAILROAD TELEGRAPHERS
THE ATCHISON, TOPEKA & SANTA FE RAILWAY
COMPANY

STATEMENT OF CLAIM: "Claim of the General Committee of The Order of Railroad Telegraphers on the Atchison, Topeka and Santa Fe Railway, that the carrier violated the Telegraphers' Agreement at locations named in the Statement of Facts, and others, one-man stations, where it contracted with persons not covered by the Agreement to perform outside of the agent's assigned hours, week-days and/or Sundays and holidays, work covered by the Agreement and which is regularly assigned to and performed by those agents during their assigned hours and that such agents, and agents at other stations where similar requirements were in effect and which may have been inadvertently omitted from this claim, be paid retroactively under the call and overtime provisions of the Agreement for time not so assigned."

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, and

That hearing thereon has been held and concluded. Under date of February 12, 1941, the parties jointly addressed a formal communication to the Secretary of the Third Division requesting that the claim be dismissed, which request is hereby granted.

AWARD

Case dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

ATTEST: H. A. Johnson
Secretary

Dated at Chicago, Illinois, this 18th day of February, 1941.