

Award No. 5146

Docket No. TE-5408

**NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION**

PARTIES TO DISPUTE:

THE ORDER OF RAILROAD TELEGRAPHERS

CENTRAL RAILROAD COMPANY OF NEW JERSEY

CENTRAL RAILROAD COMPANY OF PENNSYLVANIA

STATEMENT OF CLAIM: Claim of the General Committee of The Order of Railroad Telegraphers on the Central Railroad Company of New Jersey, that:

1. The Carrier violated the terms of the Telegraphers' Agreement when effective September 19, 1949, it declared abolished two assignments of Ticket Agent-Operator at Scranton, Pennsylvania, 3:00 P.M. to 11:00 P.M., and 11:00 P.M. to 7:00 A.M., without in fact discontinuing the work previously performed by the two ticket agent-operators at that point, and transferred the work of those positions and assigned the performance of the same to employees not covered by the Telegraphers' Agreement; and
2. The work formerly performed by the two ticket agent-operators at Scranton, shall be restored to the Telegraphers' Agreement and performed only by employees coming within the Scope of such Agreement; and,
3. All employees adversely affected by the Carrier's action in arbitrarily removing from the Telegraphers' Agreement work previously performed by the ticket agent-operators at Scranton, shall be compensated for all monetary losses sustained, plus any necessary expenses incurred.

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 complainant party; and

That no hearing thereon has been held, and under date of December 5, 1950, the complainant party addressed a formal communication to the Acting Secretary of the Third Division, requesting withdrawal of this case, which request is hereby granted.

AWARD

Case dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

ATTEST: A. I. Tummon
Acting Secretary

Dated at Chicago, Illinois, this 13th day of December, 1950.