

Award No. 6242
Docket No. TE-6288

**NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION**

Peter M. Kelliher, Referee

PARTIES TO DISPUTE:

THE ORDER OF RAILROAD TELEGRAPHERS

MISSOURI PACIFIC RAILROAD COMPANY
(Guy A. Thompson, Trustee)

STATEMENT OF CLAIM: Claim of the General Committee of The Order of Railroad Telegraphers on the Missouri Pacific Railroad that:

1. the Carrier violated the terms of the effective agreement between the parties when it failed and refused to compensate Telegrapher J. L. Simpson for services performed at Fort Smith, Arkansas, in accordance with said agreement on the following dates: September 5; October 31; November 7, 14, 21, 28; December 5, 12, 19, 26, 1949; January 2, 9, 16, 23; April 17, 24; May 8; June 26, and August 21, 1950; and

2. the Carrier shall, by appropriate award and order, be required to compensate said J. L. Simpson in an amount equal to the difference between 2 hours at rate of time and one-half, which was paid, and 8 hours at rate of time and one-half, to which he was entitled, for each of the above dates.

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 hearing thereon has been held but not concluded, and under date of June 1, 1953 the parties addressed a formal communication to the 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: (Sgd.) A. Ivan Tummon
Secretary

Dated at Chicago, Illinois, this 12th day of June, 1953.