

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

PARTIES TO DISPUTE:

THE ORDER OF RAILROAD TELEGRAPHERS

ST. LOUIS SOUTHWESTERN RAILWAY COMPANY

STATEMENT OF CLAIM: Claim of the General Committee of The Order of Railroad Telegraphers on the St. Louis Southwestern Railway, that:

- (a) The Carrier violated the terms of the collective agreement between the parties when on Saturdays, January 30 and February 6, 1954, it required employees outside of the Agreement to handle train orders at Lilbourn, Missouri, a one-man agent-telegrapher station when there was no emergency and at a time when the agent-telegrapher was not on duty but subject to call pursuant to Article 6-4 and Article 7 (revised) Sections 1 (m) and II-B (2) of the Agreement; and that
- (b) Carrier shall now compensate agent-telegrapher L. L. Riggs, Lilbourn, Missouri, for a call (two hours at overtime rate) for each of these days, January 30 and February 6, 1954, just as though he had been called, as he should have been under the terms of the agreement, to perform the work of handling the train orders in question.

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 no hearing thereon has been held, and under date of February 10, 1955, the complaint party addressed a formal communication to the Secretary of the Third Division requesting withdrawal of this case, which request is hereby granted.

AWARD

Claim dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

ATTEST: (Sgd.) A. Ivan Tummon
Secretary

Dated at Chicago, Illinois, this 17th day of February, 1955.