

Award No. 7123
Docket No. TE-7396

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

THE ORDER OF RAILROAD TELEGRAPHERS
MISSOURI PACIFIC RAILROAD COMPANY

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

(a) The Carrier violated the agreement between the parties to this dispute when it arbitrarily reclassified the position of Star Agent at Fort Scott, Kansas, to a position of Star Agent-Telegrapher, effective Monday, February 15, 1954, and failed to compensate the employe filling this position on the basis of pay due the position of Star Agent-Telegrapher.

(b) That the Carrier now be required to restore the classification of Star Agent and retain such classification until such time as the position is reclassified in conformity with the rules of the agreement.

(c) Commencing with February 15, 1954 the Carrier be required to pay to the Agent, A. C. Buchanan, the difference between the amount paid him and the amount due him as Star Agent-Telegrapher under the provisions of the rules of the agreement.

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 August 29, 1955, the parties jointly 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 23rd day of September, 1955.