

Award No. 7259
Docket No. TE-7335

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

PARTIES TO DISPUTE:

THE ORDER OF RAILROAD TELEGRAPHERS

THE NEW YORK CENTRAL RAILROAD COMPANY (Line West)

STATEMENT OF CLAIM: Claim of the General Committee of the New York Central Railroad, Line West of Buffalo, that:

(1) Carrier violated the terms of the prevailing agreement between the parties, when on February 2, 3, 9 and 10, 1952, it failed to compensate H. V. Kantz at the time and one-half rate for work performed on the sixth and seventh days of the work week of the first shift position, Elkhart, Indiana.

(2) Carrier shall now be required to compensate H. V. Kantz for the difference between the straight time rate at eight hours which he received and the time and one-half rate at eight hours to which he was entitled for the work performed on the dates stated in paragraph 1.

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 hearing thereon has been held and concluded. Under date of February 21, 1956, the parties jointly addressed a formal communication to the Secretary of the Third Division requesting withdrawal of this case from further consideration by the Division, 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 19th day of March, 1956.