

**Award No. 7260**

**Docket No. TE-7345**

**NATIONAL RAILROAD ADJUSTMENT BOARD**

**THIRD DIVISION**

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**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 Order of Railroad Telegraphers on The New York Central Railroad (Line West of Buffalo) that:

1. Carrier violated the terms of the Agreement between the parties when on March 28, 29, April 4, 5, 11 and 12, 1952, it failed to compensate claimant Joseph Pohorecki for work performed while diverted on the sixth and seventh days of Relief Assignment No. 5, Group No. 8.

2. Carrier shall compensate claimant, Joseph Pohorecki, for the difference between the straight time rate paid him and the time and one-half rate to which he was entitled for the eight hours worked on each of the days enumerated in paragraph number 1.

3. Carrier violated the terms of the Agreement between the parties when on March 23, 24, 30, 31, April 6, 7, 13 and 14, 1952, it suspended claimant, Joseph Pohorecki, from working the assigned hours of his regular assignment, Relief Assignment No. 5, Group No. 8.

4. Carrier shall compensate claimant, Joseph Pohorecki, for eight (8) hours pay at the pro rata rate of Relief Assignment No. 5, Group No. 8, enumerated in paragraph number 3.

**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.