

Award No. 7267
Docket No. TE-7458

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 Order of Railroad Telegraphers on the New York Central Railroad, Line West of Buffalo, that:

1. The Carrier violated the terms of the Telegraphers' Agreement when on August 14, 1952, it required or permitted the Engineer of Extra 8524 South to carry from Dunkirk, New York to Titusville, Pennsylvania, Train Order No. 205, which was addressed to Conductor and Engineman of Engine 8525, and which governed the movement of Extra 8525 North from Titusville to Dunkirk, and to deliver same to the crew of Extra 8525 North at Titusville.

2. The Carrier shall now be required to compensate the Operator Clerk at Titusville, who was ready, willing and available for this service for one "call" of 2 hours at the time and one-half rate because he was not called to handle the train here involved.

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 21, 1956, 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 19th day of March, 1956.