

Award No. 7706
Docket No. TE-9038

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

THE ORDER OF RAILROAD TELEGRAPHERS

GULF, MOBILE AND OHIO RAILROAD COMPANY

STATEMENT OF CLAIM: Claim of the General Committee of The Order of Railroad Telegraphers on the Gulf, Mobile and Ohio Railroad that,

1. Carrier violated the Telegraphers' Agreement when on the 24th day of November, 1955 (a designated holiday), it caused, required and permitted employes not covered by said agreement to perform regular duties of second shift telegrapher, at "RK" Meridian, Miss., thereby improperly relieving W. L. Hurt, second shift telegrapher; and

2. Carrier shall now be required to compensate Claimant W. L. Hurt for eight (8) hours at the time and one-half rate of pay applicable to the position on which work was diverted from, and which W. L. Hurt was entitled to perform.

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 January 25, 1957, the complainant 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: A. Ivan Tummon
Executive Secretary

Dated at Chicago, Illinois, this 15th day of February, 1957.