

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

THE ORDER OF RAILROAD TELEGRAPHERS

**THE DENVER AND RIO GRANDE WESTERN RAILROAD
COMPANY**

STATEMENT OF CLAIM: Claim of the General Committee of The Order of Railroad Telegraphers on The Denver and Rio Grande Western Railroad that:

1. The Carrier violated the agreement between the parties when it required or permitted employees not under the agreement to perform work belonging to employees under the agreement.

2. As a result of such violations Carrier be required to pay an amount equivalent to one day's compensation, at the applicable rate for each violation, to the following employees on the dates next following their names: H. O. Williams, February 20 and 23, 1956; R. L. Smith, February 27, 28, 29, March 1 and 2, 1956; G. E. Wheeler, March 3, 5, 6, 10 and 12, 1956; S. D. Macoskey, February 23, 24, 27, March 23 and 26, 1956; H. M. Routh, February 27, 1956; F. R. Morgan, February 27, March 12 and 26, 1956; J. J. Flynn, March 6 and 12, 1956; O. P. Simpson, March 12, 1956; J. G. Harrington, March 16, 1956; E. T. Murdock, March 25, 1956.

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 March 5, 1957, 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: A. Ivan Tummon
Executive Secretary

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