

Award No. 8523
Docket No. TE-10266

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

PARTIES TO DISPUTE:

THE ORDER OF RAILROAD TELEGRAPHERS
THE NEW YORK CENTRAL RAILROAD, Eastern District
(except Boston & Albany Division)

STATEMENT OF CLAIM: Claim of the General Committee of The Order of Railroad Telegraphers on the New York Central System (Lines Buffalo & East), that:

1. Carrier violated Article 32 of the Telegraphers' Agreement when it assessed a discipline of fifteen days record suspension against Mr. E. J. Costello, Assistant Agent, Fordham, New York, without just cause.

2. Carrier shall now reimburse E. J. Costello for four (4) hours' pay at the pro rata rate of his position for time consumed in attending an investigation January 23, 1957, and shall remove the assessed discipline to clear the record of E. J. Costello.

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 October 28, 1958, 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 13th day of November, 1958.