

Award No. 8546

Docket No. TE-8347

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

THE ORDER OF RAILROAD TELEGRAPHERS

CENTRAL OF GEORGIA RAILWAY COMPANY

STATEMENT OF CLAIM: Claim of the General Committee of The Order of Railroad Telegraphers on the Central of Georgia Railway, that:

(1) The Carrier violated the provisions of the Telegraphers' Agreement when, commencing May 22, 1954 and terminating August 6, 1955, it required or permitted the regularly assigned occupant of the Agent-Telegrapher's position at Cuthbert, Ga., to suspend work on Saturday, the assigned rest day of the employee regularly occupying this position, and relieved him with an employee not covered by the current Telegraphers' Agreement and who held no seniority thereunder; and

(2) The Carrier shall now, by proper order of your Board, be required to compensate the occupant of the agent-telegrapher's position at Cuthbert, Ga., commencing May 22, 1954 and terminating August 6, 1955, for each Saturday in accordance with the provisions of Article 7, Section 1, paragraph (m), he has been deprived of proper payment due to the violative act of the Carrier.

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 November 24, 1958, 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: A. Ivan Tummon
Executive Secretary

Dated at Chicago, Illinois, this 5th day of December, 1958.