

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

PARTIES TO DISPUTE:

THE ORDER OF RAILROAD TELEGRAPHERS
THE DELAWARE, LACKAWANNA AND WESTERN
RAILROAD COMPANY

STATEMENT OF CLAIM: Claim of the General Committee of The Order of Railroad Telegraphers on The Delaware, Lackawanna & Western Railroad, that:

1. The Carrier violated and continues to violate the agreement between the parties when it requires or permits employes having no rights under the agreement to operate switches and signals at West Secaucus Tower, N. J., by means of remote control from Hoboken, N. J., that
2. The work be restored to employes under the Telegraphers' Agreement, and that
3. The Carrier be required to pay each of the three senior idle employes (extra preferred) under the Telegraphers' Agreement for 8 hours each day commencing February 24, 1955, and thereafter as long as the violation continues.

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 December 5, 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 18th day of December, 1958.