

Award No. 8653
Docket No. TE-10639

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 and Western Railroad, that:

(1) The Carrier violated and continues to violate the Agreement between the parties when it deprives covered employes at Portland, Pennsylvania, a station on the Morris and Essex Seniority District, of handling (receive, copy and deliver) train orders for trains operating Portland, Pennsylvania to Netcong, New Jersey.

(2) The Carrier shall, commencing February 6, 1957, and continuing thereafter so long as the violation set forth above exists, pay to the senior idle telegrapher, extra in preference, on the Morris and Essex Division Seniority District, a day's pay (\$16.40), with a check of Carrier's record to be made to determine Payee and amount.

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 December 5, 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

Case 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.