

Award No. 8847
Docket No. TE-10944

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

THE ORDER OF RAILROAD TELEGRAPHERS

SOUTHERN RAILWAY COMPANY

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

1. Carrier violated the Telegraphers' Agreement, when on 17th day of August 1957, it caused, required or permitted Conductor Grove of Work Extra 4131, an employe not covered by the Telegraphers' Agreement, to handle (receive, copy and deliver) train order No. 596 at Bluff City, Tennessee.

2. Carrier shall compensate C. H. Foster, agent-telegrapher, Bluff City, Tennessee, for one call (two hours and forty minutes) under Rule 10 at the rate of one and one-half times the pro rata rate of \$2.1050 per hour. Total amount due \$8.42.

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 June 8, 1959, the complainant party 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 11th day of June, 1959.