

Award No. 8915

Docket No. TE-8485

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

THE ORDER OF RAILROAD TELEGRAPHERS

**THE NEW YORK, NEW HAVEN AND HARTFORD RAILROAD
COMPANY**

STATEMENT OF CLAIM: Claim of the General Committee of The Order of Railroad Telegraphers on the New York, New Haven and Hartford Railroad Company that:

(a) The Carrier has violated and continues to violate the provisions of the Agreement between the parties when and because it has declined and continues to decline to assign to employees covered by the said Agreement the duties of operating all printing telegraph machines and other mechanical machines used for transmitting or receiving communications of record, and all auxiliary machines used to perforate tape or cards in a secondary operation which transmit or receive communications of record;

(b) the Carrier shall be required to forthwith assign all such duties to employees covered by the Telegraphers' Agreement; and

(c) for each and every eight hour trick that these printing telegraph, card-controlled tape punch, tape-controlled card punch machines have been or may be operated by employees not under the Agreement, the senior idle extra employees under the Telegraphers' Agreement shall be paid by the Carrier a day's pay at the telegrapher rate applicable to the particular location.

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 July 14, 1959, 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 August, 1959.