

Award No. 8929

Docket No. TE-10951

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, that:

1. Carrier violated the agreement between the parties when on March 31, 1958 it discontinued the position of first trick Signal Station Operator Clerk at Canton Junction passenger Station, discontinued the position of Agent at Canton Junction freight house and created a new position under the title of Agent-Signal Station Operator covering the same class of work.

2. Carrier shall be required to restore the discontinued positions to their status prior to March 31, 1958 and restore the regularly assigned incumbents thereof to the positions (Milton Reynolds to the first trick Signal Station Operator-Clerk position and R. A. Birman to the Agent position).

3. Carrier shall be required to compensate Milton Reynolds and R. A. Birman for all wages lost from March 31, 1958 until restored to their regular positions.

4. Carrier shall be required to compensate the senior idle extra operator, on the seniority district, in the amount of a day's pay on each day commencing March 31, 1958 and continuing thereafter until the violation is corrected.

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 July 14, 1959, 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

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.