

NATIONAL RAILROAD ADJUSTMENT BOARD  
THIRD DIVISION

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**PARTIES TO DISPUTE:**

**THE ORDER OF RAILROAD TELEGRAPHERS**

**THE PENNSYLVANIA RAILROAD COMPANY**

**STATEMENT OF CLAIM:** Claim of the General Committee of The Order of Railroad Telegraphers on the Pennsylvania Railroad that the agreement was violated when Third Trick Sturgis Block Station was allegedly abolished by General Order No. 709 effective 8:00 A. M., December 14, 1954, when, in fact, the work continued to be performed by employees of another craft not under the coverage of the Telegraphers' Agreement.

Claim is made that Block Operators P. M. Dick and W. G. Boone be made whole for any and all losses in pay sustained and expenses incurred by reason of their being required to vacate their positions and exercise their seniority and, further, that Block Operators listed below shall be allowed a day's pay for each and every day of alleged abolishment effective with, and subsequent to, December 14, 1954, and during the continuance of said alleged abolishment such employees being available and qualified to perform the work on the days of the position indicated as follows:

E. W. Kyle, December 14, 1954, and each following Tuesday.

E. W. Kemerley, December 15, 1954 and each following Wednesday.

E. A. Kemerly, December 16, 23, 30, 1954.

M. E. Peterson, January 6, 1955 and each following Thursday.

F. L. Stevens, December 17, 1954 and each following Friday.

C. A. Bechtel, December 18, 1954 and each following Saturday.

C. E. Myers, December 19, 1954, and each following Sunday.

M. D. Schenk, December 20, 1954, and each following Monday.

Regulations 4-I-1, 2-O-1(a) (3), 8-M-1, Scope Rule and Arbitration Award No. 153 (1952) governing.

**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 August 13, 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:** F. P. Morse  
Acting Secretary

Dated at Chicago, Illinois, this 15th day of September, 1959.