

**NATIONAL RAILROAD ADJUSTMENT BOARD**

**THIRD DIVISION**

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**PARTIES TO DISPUTE:**

**THE ORDER OF RAILROAD TELEGRAPHERS**

**NORFOLK SOUTHERN RAILWAY COMPANY**

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

1. The Carrier violated the agreement between the parties when and because it permitted and/or required employes not covered by said agreement to handle the following train orders when no emergency existed:

<b>Station</b>	<b>Date</b>	<b>Time</b>	<b>Order Number</b>	<b>Train Number</b>	<b>Copied by Conductor</b>
Plankroad	9- 1-55	901p	119	98	Dunn
Elizabeth City	8-21-55	1023p	50	X1610	Oglesby
Middlesex	9-15-55	449p	62	45	Perry
Neverson	9-13-55	545p	56	64	May
Middlesex	9- 6-55	1228p	56	X1508	Dayton
Pyrax	10-31-55	1112p	67	49	Saunders
Moyock	9- 2-55	455a	30	63	Coulter
Neverson	9-16-55	326p	70	44	Perry
Elizabeth City	10-22-55	341p	36	63	*Stephenson
Plankroad	9-21-55	818p	73	49	Saunders
Elizabeth City	10- 8-55	509a	28	63	*Stephenson
Neverson	10-21-55	716p	58	44	Perry
Elizabeth City	10-19-55	313a	34	63	*Gibson
Elizabeth City	10-11-55	243a	26	64	*Stephenson
Neverson	9-30-55	350p	64	44	Wedding
Overgrade	11- 5-55	608p	58	64	May
Sylvaola	11- 7-55	119p	55	X1508	Lewis
Elizabeth City	11-25-55	1256a	22	63	*Stephenson
Rex	12-14-55	1101p	133	X1604	Smith
Belcross	12-31-55	159a	22	64	Gibson
Elizabeth City	1- 7-56	108a	22	64	*Stephenson
Elizabeth City	2- 9-56	150a	24	64	*Barnes
Pyrax	12- 7-55	1113p	97	X1607	Saunders
Winfall	12-14-55	1237p	46	X701	Oglesby

(\* — Brakeman)

2. As a consequence of said violations the Carrier shall now be required to compensate the senior idle employe, extra in preference, for a minimum of a day's pay of eight (8) hours for each day that train orders were so handled at each of the points specified.

**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 was waived and under date of October 26, 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: S. H. Schulty  
Executive Secretary

Dated at Chicago, Illinois, this 23rd day of November, 1959.