

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

THE ORDER OF RAILROAD TELEGRAPHERS

MISSOURI PACIFIC RAILROAD COMPANY

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

1. Carrier violated the Agreement between the parties when on April 15, 1958, it re-established two telegrapher-clerk positions at Ottawa, Kansas without re-establishing the rate provided in the Agreement for these positions.

2. Carrier violated the Agreement when on April 15, 1958, it unilaterally fixed the rates of pay on the two telegrapher-clerk positions at Ottawa, Kansas.

3. Carrier shall correct the rate of these two positions to conform to the rules of the Agreement by making the rates \$2.236 per hour as of April 15, 1958, and adding the proper adjustments following that date, and pay to the incumbents of the two positions the amounts due from that date until such time as the proper rate is re-established.

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 December 31, 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 11th day of January, 1960.