

**Award No. 9155**  
**Docket No. TE-11283**

**NATIONAL RAILROAD ADJUSTMENT BOARD**

**THIRD DIVISION**

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**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 provisions of the Agreement between the parties when it failed and refused to compensate W. H. Lietzow, Relief Group No. 12, Headquarters Sedalia, Missouri, Rest Day Relief Position at the rate of time and one-half for May 27 and 28, 1958 the sixth and seventh days in his work week.

2. Carrier shall now pay W. H. Lietzow the difference between the straight time rate which he was paid and time and one-half rate which he should have been paid for the work performed on May 27 and May 28, 1958.

**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.