

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 scope rule, Rule 1, of the Telegraphers' Agreement when on August 28, 1958, and on each succeeding day, it required employes at Osawatomie to place train orders in a pneumatic tube for delivery to train service employes at a distant location and thus deprived the telegraphers of the work of delivering the orders, which work is reserved to the telegraphers.

2. Carrier violated the Rule 1 of the Telegraphers' Agreement when it declared the telegrapher position at SK Jct. abolished when the work of handling train orders still exists and was merely removed from the former location.

3. Carrier shall now compensate the following telegraphers for eight (8) hours each work day at the pro rate of pay and shall pay any other employe adversely affected by this violation.

Following are the employes affected:

H. S. Weissenfluh	1st Trick	SK Jct.
A. P. Hoyt	2nd Trick	SK Jct.
#K. L. Walker	3rd Trick	SK Jct.
R. A. Talbott	Swing	SK Jct.
A. E. Crossno	One (1) day week tail end job.	

#Third trick open as of this date and unassigned, allowing the oldest extra man this time.

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.