

Award No. 9352
Docket No. TE-10243

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

THE ORDER OF RAILROAD TELEGRAPHERS

THE BALTIMORE AND OHIO RAILROAD COMPANY

STATEMENT OF CLAIM: Claim of the General Committee of The Order of Railroad Telegraphers on The Baltimore and Ohio Railroad, that:

1. Carrier violated the Agreement when on November 8, 1956, at 5:01 A. M. it required or permitted Conductor Waller on Switch Run Extra 123 South, at North Lima, Ohio, to contact Train Dispatcher A. R. Frazier direct, to give disposition concerning his work.

2. Carrier shall compensate senior idle operator on November 8, 1956, for eight (8) hours' pay for the violation which occurred at North Lima, Ohio, where an open telegraph office was maintained after July 1, 1928.

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 March 31, 1960, 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 8th day of April, 1960.