

SPECIAL BOARD OF ADJUSTMENT NO. 132

PARTIES: THE ORDER OF RAILROAD TELEGRAPHERS
THE BALTIMORE AND OHIO RAILROAD COMPANY

AWARD IN DOCKET NO. 55

STATEMENT
OF CLAIM:

1. Carrier violated the agreement between the parties hereto when, on January 12, 1955, it caused, required and permitted Engineer Runkles on helper engine 265 to report his arrival at Gaithersburg, Maryland, and to copy Train Order No. 406 at that point, which work was and is solely reserved to employees covered by the Telegraphers' Agreement.
2. Carrier be required to compensate the senior idle telegrapher (extra in preference) for pay for one day (8 hours) on January 12, 1955.

FINDINGS: A helper engine assisting a train eastwardly from Point of Rocks to Gaithersburg, Md., was unable to turn at that point because of the wye being inoperative. The engineer of the helper called the Operator at Point of Rocks to secure permission to operate the diesel back to Point of Rocks with train control inoperative. There has never been any Telegrapher's position at Gaithersburg.

This appears to be the only claim of its kind at Gaithersburg, despite the fact that helper service has been operating to that point for many years. For the reasons set forth in our Findings in Dockets 1 and 19 we find no basis for a sustaining award.

A W A R D

Claims (1), (2) denied.

/s/ Francis J. Robertson
Francis J. Robertson
Chairman

/s/ B. N. Kinkead
B. N. Kinkead
Employe Member (Dissenting)

/s/ T. S. Woods
T. S. Woods
Carrier Member

Dated at Baltimore, Maryland this 23rd day of
April, 1957.

July 11, 1957/th