

SPECIAL BOARD OF ADJUSTMENT NO. 132

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

AWARD IN DOCKET NO. 56

STATEMENT OF CLAIM: 1. Carrier violated the agreement between the parties hereto when, on December 22, 1954, it caused, required and permitted Engineer Long on helper engine 184 to report his arrival at Gaithersburg, Maryland; to report Passenger Extra 963 East, No. 31 Eng. 63 and Extra 969 West by Gaithersburg and to handle (copy, receive and deliver) Form A to cross from No. 2 to No. 1 track and proceed west.

2. Carrier be required to compensate the senior idle telegrapher (extra in preference) for pay for one day (8 hours) on December 22, 1954.

FINDINGS: This case is similar to Docket 55. Here a helper engine assisted a train east to Gaithersburg. Inasmuch as the helper was close to the time of trains following and a westward train the engineer called the operator at Point of Rocks to secure permission to cross over at Gaithersburg. He also reported to the Operator at the latter's request that a passenger extra east had passed and that a westward freight had passed. The Carrier asserts that he was not instructed to report the passing of any trains. Further, the Carrier asserts and it is not denied that for many years helper engines have secured permission from the operator at Point of Rocks to cross over at Gaithersburg in this same manner for many years without complaint.

For the reasons given in our Findings in Docket 55 we find no basis for a sustaining Award in this case.

AWARD

Claims (1), (2) Denied.

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

/s/ B. N. Kinkead
B. N. Kinkead
Employee Member, Dissenting

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

Dated at Baltimore, Maryland this 24th day of April, 1957.

July 11, 1957/th