

SPECIAL BOARD OF ADJUSTMENT NO. 132

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

AWARD IN DOCKET NO. 90

STATEMENT
OF CLAIM:

1. Carrier violated the agreement between the parties hereto when on April 14, 1955, and subsequent dates, it caused, permitted and required employees of the Maintenance of Way forces not covered by the Telegraphers' Agreement, to handle (receive, copy and deliver) train line-ups for the use and information of employees repairing Bridge No. 141 at Pataskala, Ohio, which work was and is reserved solely to employees covered by the Telegraphers' Agreement.

2. Carrier be required to permit a joint check of its records to determine the number of violations occurring subsequent to April 14, 1955.

3. Carrier be required to compensate the senior idle telegrapher (extra in preference) for one day's pay (8 hours) on the day mentioned above, and all subsequent dates on which a joint check of records shows agreement to have been violated.

FINDINGS:

On the dates of claim Maintenance of Way forces were repairing Bridge 141 near Pataskala, Ohio and used a portable telephone to secure information concerning train movements from the telegraph operators at Outville and Summit.

The same principles are applicable here as in our Findings in Docket 80. For the reasons therein stated we find no basis for a sustaining award here.

AWARD

Claim (1), (2), (3) denied.

/s/Francis J. Robertson
Francis J. Robertson

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

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

Dated at Baltimore, Md., this
26th day of April, 1957.