

Under the  
RAILWAY LABOR ACT  
Special Board of Adjustment No. 226

Hearings April 9-30, 1958

Dallas, Texas

Award No. 2



PARTIES TO DISPUTE:

THE ORDER OF RAILROAD TELEGRAPHERS

MISSOURI-KANSAS-TEXAS LINES

STATEMENT OF CLAIM:

Group 1 ORT Claim No. 11-27-22 is on behalf of J. H. Browning, Temple, Texas for a "call" (three hours pro rata) account train order No. 19 being copied at (Cobel) Temple at 2:03 a.m., May 13, 1957 by Assistant Superintendent W. L. Nigh, for Train No. 75, in violation of Rule 1 (a) and 1 (e).

FINDINGS:

Rule 1 (a) is applicable to this position and the train order in question.

Mr. Browning was on duty at this office in Temple at the time the Assistant Superintendent copied the train order by phone at another point in Temple (Cobel), 2 miles distant. He was not subject to "call" within the meaning Rule 1 (e). Rule 1 (e) is a "call" rule for an employee not on duty. It is to protect him against loss of work belonging to him under Rule 1 (a) if that work is required when he is not on duty.

AWARD:

Claim denied.

/s/ Daniel C. Rogers  
Daniel C. Rogers, Chairman  
Fayette, Missouri

/s/ W. I. Christopher  
W. I. Christopher, Employee Member  
Deputy President, O. R. T.  
3860 Lindell Blvd.  
St. Louis, Missouri

/s/ A. F. Winkel  
A. F. Winkel, Carrier Member  
Ass't. General Manager  
Missouri-Kansas-Texas Lines  
Dallas, Texas

Dallas, Texas

August 1, 1958