

AWARD NO. 6  
Case No. 5

SPECIAL BOARD OF ADJUSTMENT NO. 259

THE ORDER OF RAILROAD TELEGRAPHERS )  
 )  
 Vs )  
 )  
 NEW YORK CENTRAL RAILROAD, EASTERN DISTRICT )  
 (except Boston and Albany Division) and NEW )  
 YORK DISTRICT )

STATEMENT OF CLAIM:

1. Carrier violated the provisions of the Telegraphers' Agreement when it assessed a ten-day record suspension against the personal record of D. J. Washburn because of a loss of \$820.00 at his office at Crestwood, New York, due to a burglary on September 17, 1957, without just cause.
2. Carrier shall now remove the discipline and clear the record of D. J. Washburn.
3. Carrier shall compensate D. J. Washburn two hours for time consumed in attending hearing September 20, 1957.

OPINION OF BOARD:

Carrier recently advised the Organization that since discipline was not assessed within ten days from completion of hearing, as required by Article 32(A) of the Agreement, it was arranging to satisfy the claim as presented. In view of this statement, the parties jointly request that this case be withdrawn from the Board's agenda. This request is granted.

AWARD:

Claim dismissed.

Lloyd H. Bailer  
Lloyd H. Bailer, Chairman

s/ R. J. Woodman  
R. J. Woodman, Employee Member

s/ Chas. N. Faris  
Chas. N. Faris, Carrier Member

New York, New York  
December 19, 1958.

Jan. 28, 1959