

AWARD NO. 116
CASE NO. NONE
(BU 6807-33)

SPECIAL BOARD OF ADJUSTMENT NO. 355

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

AWARD IN DOCKET NO. 116

STATEMENT
OF CLAIM:

1. Carrier violated the Agreement between the parties when on October 9, 13, 14, 15, 16, 30 and 31, 1959, it required or permitted the General Yardmasters at Brunswick, Maryland, not covered by said Agreement, to use the telephone to communicate directly with the Train Dispatcher, transmitting and/or receiving information in connection with the movement of trains.
2. Carrier shall be required to compensate an operator in the amount of a day's pay (8 hours) on each day of violation as follows: A. J. Hiers on October 9 and 30, F. V. Grimes on October 13, C. F. Selby on October 14 and 15, W. H. Francis on October 16, A. R. Marks on October 31, 1959.

FINDINGS:

An officer of this Carrier -- a General Yardmaster -- on certain dates used the telephone to speak with a Train Dispatcher to seek information on trains and the movement of trains he felt he required in the discharge of his duties as a General Yardmaster.

The Organization concedes that the information he sought was information that might have already gone or eventually goes through channels, via operators where required by the Rules Agreement.

It was not a rules violation. We have already so held in Award No. 71.

A W A R D

Claim denied.

/s/ Edward A. Lynch
Edward A. Lynch
Chairman

Dissenting
R. K. Anthis
Employee Member

T. S. Woods (Signed)
T. S. Woods
Carrier Member

Dated at Baltimore, Maryland,
this 16 th day of April, 1963.