

Award No. 119
Case No. None
BU 7932-33

SPECIAL BOARD OF ADJUSTMENT NO. 355

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

AWARD IN DOCKET NO. 119

STATEMENT
OF CLAIM:

1. Carrier violated the Agreement between the parties when on March 4, 1960 it required or permitted an employe not covered by said Agreement at Cowen, West Virginia to transmit by use of telephone a message to the train dispatcher.
2. Carrier shall be required to compensate Operator I. C. Sandy in the amount of a day's pay (eight hours) on March 4, 1960.

FINDINGS:

We are here concerned with the same type of information we had before us in Docket No. 34. It was advance information to the Train Dispatcher as to the loading at Cowen.

As we held in Docket No. 34, we will hold here that the conversation was one between employees and the dispatcher which was necessary in the performance of the work of these people; clearly they were not blocking trains, handling train orders or messages of record.

A W A R D

Claim denied.

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

Dissenting
R. K. Anthis
Employee Member

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

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