

CASE NO. 22
AWARD NO. 12
O.R.T. File 2676

SPECIAL BOARD OF ADJUSTMENT NO. 355

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

AWARD IN DOCKET NO. 12

STATEMENT
OF CLAIM:

1. Carrier violated the agreement between the parties hereto, when on January 28, 1957, and subsequent dates, it caused, required and permitted the yardmaster at Williams Street Yard, Cumberland, Maryland, an employe not covered by the Telegraphers' Agreement, to block trains, report the main track blocked and clear from Williams Street to the operator at Evitts Creek, Maryland.

2. Carrier be required to compensate three idle operators one day's pay (8 hours each) for January 28, 1957, and all subsequent dates for similar claims of record.

FINDINGS:

The actions protested by the Organization in this claim occurred within the limits of Cumberland Yard.

The issue was acted upon by Special Board of Adjustment No. 132 in its Dockets Nos. 54 and 61.

For the reasons therein set forth, this claim will be denied.

AWARD

Claim denied.

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

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

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

Dated at Baltimore, Maryland this 31st day of
August, 1961.