

AWARD 129
CASE 133
(BU-5831-33)

SPECIAL BOARD OF ADJUSTMENT NO. 355

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

AWARD IN DOCKET NO. 129

STATEMENT
OF CLAIM:

1. Carrier violated the Agreement between the parties when on August 29, 30, September 3, 4, 5, 6, 9, 10, 11, 12, 16, 17, 18, 19, 20, 23, 24, 25, 26, 27, 1957 and subsequent dates the track foreman at Lynchburg, Ohio, secured his track car lineups via telephone from the operator at Blanchester or New Vienna or through a Maintenance of Way employe.
2. Carrier shall compensate an idle operator in the amount of a day's pay (8 hours) on each date such violations occur.

FINDINGS:

With respect to the Organization's claim of violation on August 29 and 30, and September 3, 4, 5, 6, 9, 10, 11, 12, and 13, 1957, these claims have already been paid by the Carrier.

With respect to the claims for September 16, 17, 18, 19, 20, 23, 24, 25, 26 and 27, 1957 when a trackman personally received the lineups from the operator we will follow our Award in Docket 33/11 and issue a denial award.

A W A R D

Claim denied.

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

/s/ R. K. Anthis
R. K. Anthis
Employee Member

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

Dated at Baltimore, Maryland,
this 31st day of May, 1963

June 13, 1963