

CASE NO. 80
AWARD NO. 16
ORT FILE BU-4778-33

SPECIAL BOARD OF ADJUSTMENT NO. 355

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

STATEMENT
OF CLAIM:

1. Carrier violated the Agreement between the parties when it required or permitted Conductors of maintenance work trains to report clear of and secure permission to use No. 1 track at Lansdowne on June 21, 25, 26, 27, 28, 29 and 30, 1958.

2. Carrier shall compensate an idle operator on each date in the amount of a day's pay (8 hours): J. S. Dixon June 21; L. M. Harper on June 25; W. Boyer on June 26; H. D. Coldfelter on June 27; L. A. Goad on June 28; J. E. Henson on June 29; R. O. Swearingen on June 30.

FINDINGS:

For the reasons set forth in our Award in Docket No. 15, we will hold that the call made from Lansdowne was permissible under revised Article 35.

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.