

SPECIAL BOARD OF ADJUSTMENT NO. 355

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

AWARD IN DOCKET NO. 277

STATEMENT
OF CLAIM:

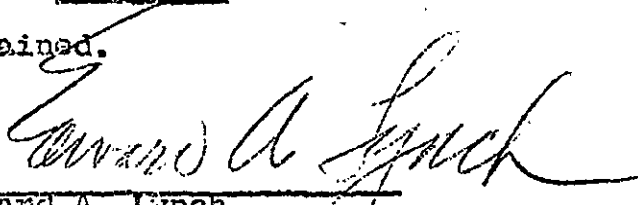
1. Carrier violated the Agreement between the parties when on February 24, 1962, it required or permitted an employee not covered by the Agreement to receive and copy a message at Dayton, Ohio on a rest day of the Operator at this location.
2. Carrier shall compensate Operator D. L. Jackson in the amount of a two hour call payment of February 24, 1962.


FINDINGS:


The transmission of information imposing a speed limit of 15 miles an hour between two points on this property does constitute the transmission of a "message" within the meaning and intent of Article 35 because the "information" thus transmitted resulted in the issuance of a train order. We have already so held in many prior Awards. It occurred within the assigned hours on an assigned rest day of the operator position at Dayton, and a sustaining award will be made.

A W A R D

Claim sustained.


Edward A. Lynch
Chairman


C. R. Pressly
Employee Member


E. E. Platt
Carrier Member

Dated at Baltimore, Maryland
this 16th day of September, 1964.