

CASE NO. 109
AWARD NO. 82
ORT FILE BU 5807-33

SPECIAL BOARD OF ADJUSTMENT NO. 355

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

AWARD IN DOCKET NO. 82

STATEMENT
OF CLAIM:

1. Carrier violated the Agreement between the parties when on March 30, 1959, it required or permitted an employe not covered by the Agreement to use the telephone at Indian Creek, Pennsylvania, to secure permission to enter and report clear of No. 1 track.
2. Carrier shall compensate Operator W. J. Ryan in the amount of one day's pay (8 hours) on March 30, 1959.

FINDINGS:

We will follow our Awards in Dockets Nos. 80 and 81 and deny this claim for the reasons set forth in our Award in Docket No. 80.

A W A R D

Claim denied.

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

/s/ B. N. Kinkead
B. N. Kinkead
Employee Member

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

Dated at Baltimore, Maryland,
this 20th day of February, 1962.