

AWARD NO. 27

DOCKET NO. 27

GR. DIV.: 3728

SPECIAL BOARD OF ADJUSTMENT NO. 591

THE ORDER OF RAILROAD TELEGRAPHERS

VS.

READING COMPANY

STATEMENT
OF CLAIM:

"Claim of the General Committee of The Order of Railroad Telegraphers on the Reading Company, that:

1. Carrier violated the parties' Agreement because it failed and refused to allow R. S. Meyer to exercise his rights to displace on the Station Agent position at Ephrata, Pennsylvania.
2. Carrier shall compensate R. S. Meyer the difference in wages between the amount earned and what he would have earned had his displacement been allowed (including express commissions), commencing November 11, 1961; the amounts due to be determined by a joint check of Carrier records.

FINDINGS:

Even if we were to find that the claimant was privileged to exercise displacement rights under the agreement of October 10, 1961, it is clear that he did not do so within the time limited by Article 27 as he received notice of the changes affecting him on October 13, 1961, so the claim cannot be sustained.

AWARD:

Claim denied.

SPECIAL BOARD OF ADJUSTMENT NO. 591

/s/ Dudley E. Whiting

DUDLEY E. WHITING, CHAIRMAN

/s/ John T. Finnegan

JOHN T. FINNEGAN
Organization Member

/s/ V. W. Bigelow

V. W. BIGELOW
Carrier Member

PHILADELPHIA, PA.

JAN 10 1966

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