

Award No. 60
Docket No. 60
MOP Files 380-1683
380-1695
ORT File 1264

SPECIAL BOARD OF ADJUSTMENT NO. 117

ORDER OF RAILROAD TELEGRAPHERS
and
MISSOURI PACIFIC RAILROAD COMPANY

Claim of the General Committee of The Order of Railroad Telegraphers on the Missouri Pacific Railroad that:

1. Carrier violated the provisions of the agreement between the parties by failing to maintain the higher rates in the office when the force was reduced at Hughes, Arkansas, January 14, 1956.
2. Carrier shall now be required to properly adjust the rate of the agency position at Hughes, Arkansas, by an increase of 7 cents per hour retroactive to January 14, 1956.

OPINION OF BOARD: While existing facts in this claim are not identical with those present in Docket No. 52, said claim under consideration here involves the same parties and the same rules as were present in Docket No. 52, Award No. 52, previously considered and adopted by this Board.

It is the opinion of the Board that the controlling factual situation here present, when considered in the light of the cited rules, is comparable to that considered and applied in the aforesaid award.

In the instant case, however, in view of the fact that there were only two positions at this station, namely, the position of Agent-Telegrapher carrying a rate of \$1.635 per hour and the position of Telegrapher-Cashier carrying a rate of \$1.705 per hour, each of which were assigned to the first trick prior to the abolishment of the Telegrapher-Clerk position on January 14, 1956.

The higher rate of \$1.705 shall be applied to the remaining position at the station. Other than as to this distinction, this claim is valid for the reasons stated and to the extent and in the manner indicated in Award No. 52.

FINDINGS: The Special Board of Adjustment No. 117, upon the whole record and all the evidence, finds and holds:

That the Carrier and the Employees involved in this dispute are respectively Carrier and Employees within the meaning of the Railway Labor Act as approved June 21, 1934.

That this Special Board of Adjustment has jurisdiction over the dispute involved herein; and,

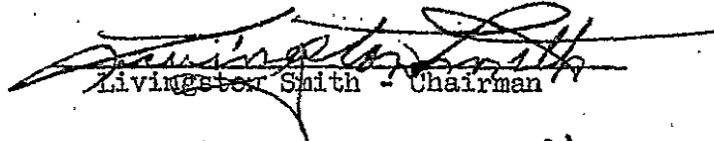
That the Carrier violated the effective agreement.

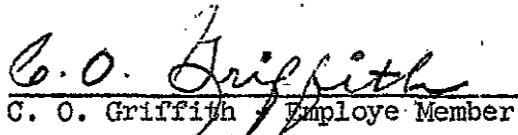
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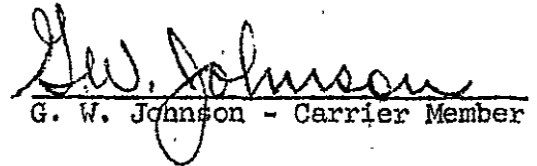
AWARD

Claim sustained in accordance with the Findings and Opinion in Award No. 52.

SPECIAL BOARD OF ADJUSTMENT NO. 117


Livingston Smith - Chairman


C. O. Griffith - Employee Member


G. W. Johnson - Carrier Member

St. Louis, Missouri
August 9, 1956

