

406-3

AWARD NO. 68

CASE NO. 85
394/2-172-4
(106-57)

SPECIAL BOARD OF ADJUSTMENT NO. 266
THE ORDER OF RAILROAD TELEGRAPHERS

vs.

THE DELAWARE, LACKAWANNA AND WESTERN RAILROAD COMPANY

STATEMENT OF CLAIM:

1. The Carrier violated Article 1 (Scope) and 12(a) of the current Telegraphers' Agreement when, commencing at 8:01 AM on October 29, 1957 the mechanical operations handled at Tobyhanna Tower was removed and installed 2.3 miles west thereof being designated as Tobyhanna Yard, the switches changed to power operation, along with necessary signals, the operation of which being transferred arbitrarily to employees not covered by the Telegraphers' Agreement in the train dispatcher's office at Scranton, said work consisting of controlling the interlocked switches and signals from a central point remotely, which work is by said Agreement reserved to employees covered by the Telegraphers' Agreement.
2. Carrier shall compensate the three (3) senior idle telegraphers (extra men preferred) for eight (8) hours pay on an around the clock basis, seven days a week, for each day beginning Tuesday, October 29, 1957 and continuing thereafter as long as such work is performed by employees not covered by the Telegraphers' Agreement. Said compensation to be paid at the prevailing basic rate of \$2.164 and .03¢ escalator clause per hour, plus subsequent wage increases.

OPINION OF BOARD:

This case is controlled by our Award 18.

AWARD: Claim remanded to the parties.

/s/ Lloyd H. Bailer,
Lloyd H. Bailer, Neutral Member

Dissenting
W. I. Christopher, Employee Member

/s/ R. A. Carroll
R. A. Carroll, Carrier Member