

Award No. 133
Case No. None
BU-7900-7901-7902/33

SPECIAL BOARD OF ADJUSTMENT NO. 355

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

AWARD IN DOCKET NO. 133

STATEMENT
OF CLAIM:

1. Carrier violated the agreement between the parties when on October 1, 19, 22, 1959, it required or permitted employees not covered by said Agreement to use the telephone at Okonoko, West Virginia, to secure permission to use track No. 1 (also OS a train on October 19).
2. Carrier shall be required to compensate an idle operator in the amount of a day's pay (8 hours) on each of the dates set forth above.

FINDINGS:

We have carefully reviewed the Carrier's Argument and are not persuaded that the issue here involved is any different than that previously before this Board in Dockets 7, 9 and others. The fact the use of a pushbutton is involved does not alter the purpose for which the calls were made.

A W A R D

Claim sustained.

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

/s/R.K. Anthis
R. K. Anthis
Employee Member

T. S. Woods
Carrier Member

Dated at Baltimore, Maryland,
this 31st day of May, 1963.