

CASE NO. 78  
AWARD NO. 21  
ORT FILE BU 5776-33

SPECIAL BOARD OF ADJUSTMENT NO. 355

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

STATEMENT OF CLAIM: 1. Carrier violated the Agreement between the parties when on October 26, 1957 it required or permitted an Assistant Trainmaster at east end Bay View Yard to secure permission for Train No. 6 to make a reverse movement.

2. Carrier shall compensate the senior idle operator in the amount of a day's pay (8 hours) on that date.

FINDINGS:

An assistant trainmaster cannot be considered a member of a crew. It was he who made the call.

A sustaining award is in order.

A W A R D

Claim sustained.

/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 31st day of August 1961.