

CASE NO. 82
AWARD NO. 24
ORT FILE BU.5780-33

SPECIAL BOARD OF ADJUSTMENT NO. 355

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

AWARD IN DOCKET NO. 24

STATEMENT OF CLAIM:

1. Carrier violated the agreement between the parties when on June 26, 1958 it required or permitted a train service employe to receive and copy a train order at Little Falls, W. Va.
2. Carrier shall compensate an idle operator in the amount of a day's pay.

FINDINGS:

Because (a) the train dispatcher had not authorized the train order in question and (b) the conductor of the train involved did not need a train order, this claim will be denied.

A W A R D

Claim denied.

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

/s/ B. N. Kinkead
B. N. Kinkead
Employee Member
(Dissenting)

/s/ T. S. Woods
T. S. Woods
Carrier Member

Dated at Baltimore, Maryland,
this 31st day of August 1961.