

AWARD NO. 47
CASE NO. 104
(BU-5802-33)

SPECIAL BOARD OF ADJUSTMENT NO. 355

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

AWARD IN DOCKET NO. 47

STATEMENT
OF CLAIM:

1. Carrier violated the Agreement between the parties when on March 31, 1959, it required or permitted an employee not covered by the Agreement at Harris Ferry, West Virginia, to communicate direct with the train dispatcher and exchange information concerning the movement of trains.
2. Carrier shall compensate an idle operator in the amount of a day's pay (eight hours) on March 31, 1959.

FINDINGS:

An examination of the agreed facts leads us to conclude that the information involved in the telephone conversation would have been a matter of record, and, therefore, 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 20th day of February, 1962.