

SPECIAL BOARD OF ADJUSTMENT NO. 355

Parties:

THE ORDER OF RAILROAD TELEGRAPHERS  
THE BALTIMORE AND OHIO RAILROAD COMPANY

AWARD NO. 64  
CASE NO. 40  
ORT File 2958

AWARD IN DOCKET NO. 64

STATEMENT  
OF CLAIM:

1. Carrier violated the Agreement between the parties hereto when on November 7, 1957, and subsequent dates, it caused, required and permitted Conductor Kerner on 2d 64, an employe not covered by the Telegraphers' Agreement, to communicate directly with the train dispatcher over the telephone from Louisville, Kentucky, on information of record concerning the movement of his train from Louisville, which work was and is reserved solely to employes covered by the Telegraphers' Agreement.
2. Carrier be required to pay an idle operator, extra in preference, pay for one day on November 7, 1957 and all subsequent dates on which similar violations occur at Louisville.

FINDINGS:

The locale of this claim is the Illinois Central Railroad's Central Union Station at Louisville, Kentucky. It is not on or near the property of this Carrier; nor was there ever a B & O Operator at this point.

Irrespective of the merit of the claim, or lack of merit, we can find no basis for considering it.

A W A R D

Claim dismissed.

/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.