

SPECIAL BOARD OF ADJUSTMENT NO. 355

Parties:

THE ORDER OF RAILROAD TELEGRAPHERS  
THE BALTIMORE AND OHIO RAILROAD COMPANY

AWARD NO. 33/16  
CASE NO. 33  
ORT FILE: 2940

AWARD IN DOCKET NO. 33/16

STATEMENT  
OF CLAIM:

1. Carrier violated the agreement between the parties hereto when on April 1, 1958, and subsequent dates, it caused, required and permitted employes not covered by the Telegraphers' Agreement to handle, receive, copy and deliver track car line ups (Forms 1089-D) over the telephone at Okonoko Station, Maryland, which work was and is reserved solely to employes covered by the Telegraphers' Agreement.
2. Carrier be required to compensate an idle operator, extra in preference, pay for one day on April 1, 1958, and pay for one day (8 hours) on all subsequent dates on which similar violations occur at Okonoko Station.

FINDINGS:

The track car lineup here involved was copied at Okonoko Station, located 2,554 feet west of the former tower at Okonoko.

An operator was never employed at Okonoko "station", and from the track facilities information available to this Board, we cannot find any evidence to sustain a finding that this point (Okonoko "station") is within the "station limits" of the former tower at Okonoko.

A W A R D

Claim denied.

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

/s/ B. N. Kinkead - Dissenting  
B. N. Kinkead  
Employee Member

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

Dated at Baltimore, Md., this  
20th day of February, 1962.