

**Award No. 3439**

**Docket No. 3377**

**2-PFE-CM-'60**

**NATIONAL RAILROAD ADJUSTMENT BOARD**

**SECOND DIVISION**

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**PARTIES TO DISPUTE:**

**BROTHERHOOD RAILWAY CARMEN OF AMERICA,  
OPERATING THROUGH RAILWAY EMPLOYES'  
DEPARTMENT, AFL-CIO**

**PACIFIC FRUIT EXPRESS COMPANY**

**DISPUTE: CLAIM OF EMPLOYES:**

1—That under current agreement approximately 126 employees listed in exhibit (a) and made a part of this claim, were improperly assigned to work weeks with rest days other than Saturday and Sunday.

2—That accordingly the Carrier be ordered to:

(a) Assign these employees to a proper work week, Monday through Friday, with rest days Saturday and Sunday.

(b) Make these employees whole by compensating them additionally at the applicable overtime rates instead of straight time for service which they were assigned to perform on each Saturday and Sunday, retroactive to and including December 13, 1958.

**STATEMENT:** The above question was submitted to the Second Division of the National Railroad Adjustment Board by the above referred to organization in ex parte form, hearing thereon was waived, and the Division is now in receipt of a request from the parties that the case be withdrawn.

**AWARD**

Claim dismissed.

**NATIONAL RAILROAD ADJUSTMENT BOARD  
By Order of SECOND DIVISION**

**ATTEST: Harry J. Sassaman  
Executive Secretary**

**Dated at Chicago, Illinois, this 20th day of April 1960.**