

Award No. 3882

Docket No. 3912

2-B&A-AA-'61

NATIONAL RAILROAD ADJUSTMENT BOARD

SECOND DIVISION

The Second Division consisted of the regular members and in addition Referee Carroll R. Daugherty when award was rendered.

PARTIES TO DISPUTE:

**AMALGAMATED ASSOCIATION OF STREET, ELECTRIC
RAILWAY AND MOTOR COACH EMPLOYEES OF AMERICA,
A. F. of L. — C. I. O., DIVISION 1300**

THE BALTIMORE AND ANNAPOLIS RAILROAD COMPANY

DISPUTE: CLAIM OF EMPLOYEES:

1. The Baltimore and Annapolis Railroad Company violated the provisions of the current agreement between the parties when it permitted George Taylor, Superintendent of Operations and Walter Disney, Shop Foreman to perform the routine duties of maintenance employes on March 6, 7, 9, 10, 11, 22, 25, 28, 29, 30, 31; April 10, 16, 22, 23, 25, 30; May 7, 27; June 9, 10, 11, 27; July 15, 27, 28, 29, 30; September 28, 29, 30; and October 22, 1960. Both of these employes are supervisory and are not covered by said Agreement.
2. Each of the maintenance employes be allowed pay at their respective straight time rates for an equal proportionate share of the total man hours consumed by the supervisory employes in performing the work referred to in part 1 above.

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. Parties to said dispute waived right of appearance at hearing thereon, and the Division is now in receipt of a request from the parties that the case be withdrawn.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 6th day of December 1961.