

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

PARTIES TO DISPUTE:

**BROTHERHOOD OF RAILWAY AND STEAMSHIP CLERKS,
FREIGHT HANDLERS, EXPRESS AND STATION EMPLOYES
THE PENNSYLVANIA RAILROAD COMPANY**

STATEMENT OF CLAIM: "Claim of the System Committee of the Brotherhood that—

"(1) The action of the Carrier in discontinuing assignment of Baggage Department employes, Pennsylvania Station, New York City, from eight (8) hours with twenty minutes lunch period with pay, to eight (8) hours and thirty (30) minutes with lunch period of thirty minutes without pay was in violation of Regulation 4-B-1 of the Miscellaneous Forces' Schedule;

"(2) That said employes were entitled to and should have been assigned eight hours per day with twenty-minutes lunch period without deduction in pay, and

"(3) That all of said employes, involved in or affected by said violation of Regulation 4-B-1 shall be compensated in accordance with overtime Rule 4-A-1 (b) for thirty (30) minutes each day worked during the period from March 27, 1938, to May 5, 1938, in addition to compensation heretofore paid."

FINDINGS: The Third Division of the Adjustment Board, after giving the parties to this dispute due notice of hearing thereon, and upon the whole record and all the evidence, finds and holds:

That the carrier and the employes involved in this dispute are respectively carrier and employes within the meaning of the Railway Labor Act, as approved June 21, 1934;

That this Division of the Adjustment Board has jurisdiction over the dispute involved herein; and

That hearing thereon has been held but not concluded. Under date of January 8, 1941, the petitioner advised the Secretary of the Third Division of their desire to withdraw it from further consideration by the Division, which request is hereby granted.

AWARD

Case dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

ATTEST: H. A. Johnson
Secretary

Dated at Chicago, Illinois, this 14th day of January, 1941.