

**NATIONAL RAILROAD ADJUSTMENT BOARD**  
**THIRD DIVISION**

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**PARTIES TO DISPUTE:**

**BROTHERHOOD OF RAILWAY AND STEAMSHIP CLERKS,  
FREIGHT HANDLERS, EXPRESS AND STATION EMPLOYES**

**THE ERIE RAILROAD COMPANY**

**STATEMENT OF CLAIM:** Claim of the System Committee of the Brotherhood of Railway and Steamship Clerks, Freight Handlers, Express and Station Employees that Carrier violated the Clerks' wage agreement and the provisions and intent of Rule 37 of current schedule when, effective May 16, 1941, it created position of Clerk-Typist at Sharpsville, Pa. and rated the position at \$4.00 per day, and

That Carrier shall now be required by appropriate order of the Board to establish a rate of \$4.35 per day on such position, effective May 16, 1941, plus the .80¢ per day under Mediation Agreement dated December 15, 1941, and

That employe Gabler and any other employes affected be reimbursed for any and all wage loss suffered by reason of this violation, retroactive to May 16, 1941.

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**FINDINGS:** The Third Division of the Adjustment Board finds:

That the dispute was certified to the Third Division of the Adjustment Board ex parte by the complainant party; and

That no hearing thereon has been held, and under date of August 28, 1942, the complainant party addressed a formal communication to the Secretary of the Third Division withdrawing this case.

**AWARD**

Case dismissed.

**NATIONAL RAILROAD ADJUSTMENT BOARD**  
By Order of Third Division

**ATTEST:** H. A. Johnson  
Secretary

Dated at Chicago, Illinois, this 10th day of September, 1942.