

Award No. 2844
Docket No. CL-2903

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

PARTIES TO DISPUTE:

**BROTHERHOOD OF RAILWAY AND STEAMSHIP CLERKS,
FREIGHT HANDLERS, EXPRESS AND STATION EMPLOYES
SOUTHERN PACIFIC COMPANY (PACIFIC LINES)**

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

(a) The carrier violated, and continues to violate, the rules of the Clerks' Agreement when it declined and continues to decline to reclassify to Train Clerk, and to compensate at rate of \$6.61 per day, Joseph Dixon, classified as Yard Clerk, rate \$6.25 per day, West Oakland, California.

(b) The carrier violated, and continues to violate, the rules of the Clerks' Agreement when it declined and continues to decline to reclassify to Train Clerk, and to compensate at rate of \$6.61 per day, Julius Evans, classified as Yard Clerk, rate \$6.25 per day, West Oakland, California.

(c) Mr. Joseph Dixon be reclassified as Train Clerk and compensated at rate of \$5.81 per day from May 27, 1941 (date claim filed by Division Chairman with Division Superintendent), to and including August 31, 1941; \$6.53 per day from September 1, 1941, to November 30, 1941, and \$6.61 per day thereafter until he vacated the position to enter the armed forces in November, 1942.

NOTE: The changes in rates cited in Item (c) above due to mediation wage increase of 9¢ per hour effective September 1, 1941, and an additional one cent per hour, effective December 1, 1941.

(d) Julius Evans be reclassified as Train Clerk and compensated at rate of \$6.61 per day, effective on or about April 16, 1943.

NOTE: All rates cited in Items (a), (b), (c) and (d) above subject to adjustment in consonance with national wage increase award dated January 17, 1944.

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 complainant party; and

That no hearing thereon has been held, and under date of March 6, 1945, the complainant party addressed a formal communication to the Secretary of the Third Division requesting withdrawal of this case, 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 March, 1945.