

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

PARTIES TO DISPUTE:

**BROTHERHOOD OF RAILWAY AND STEAMSHIP CLERKS,
FREIGHT HANDLERS, EXPRESS AND STATION EMPLOYES
THE NEW YORK, NEW HAVEN AND HARTFORD RAILROAD
COMPANY—Howard S. Palmer, James Lee Loomis,
Henry B. Sawyer, Trustees**

STATEMENT OF CLAIM: Claim of the System Committee of the Brotherhood that the Carrier violated the Clerks' Agreement:

(1) When effective Sunday, June 18, 1944 it changed the first and second trick Yard Clerks' positions, in Yard No. 1, Springfield, Mass., from seven to six day assignments and concurrently therewith required the Yardmasters to take over and perform the work of these positions on Sunday.

(2) That Clerk A. L. Bengston be compensated for eight hours at time and one-half rate, for Sunday, June 18, and all subsequent Sundays until proper adjustment is made, and that clerks Leo T. Hinkley and William J. Heebner be compensated for four hours each at the time and one-half rate, for Sunday, June 18, and subsequent Sundays thereto, until proper adjustment is made.

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 employe involved in this dispute are respectively carrier and employe 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;

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

That hearing thereon has been held and concluded. Under dates of April 22 and April 29, 1946, the respective parties 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 7th day of May, 1946.