

Award No. 4694
Docket No. CL-4897

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

PARTIES TO DISPUTE:

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

ILLINOIS CENTRAL RAILROAD COMPANY

STATEMENT OF CLAIM: Claim of the General Committee of the Brotherhood of Railway and Steamship Clerks, Freight Handlers, Express and Station Employees, that Carrier violated rules of our Agreement effective June 23, 1922 (revised September 1, 1927) governing working conditions of employees of the Carrier when:

A. It compensated M. C. Harris, extra clerk, for services performed while working in this capacity filling the position of the regular incumbent on position No. 127, Clerk, Madison, Illinois, (position designated by Management as one necessary to the continuous operation of the Carrier in the application of Rule 42) at the pro rata rate of pay instead of the rate of time and one-half.

B. That Mr. Harris be paid the difference between pro rata and time and one-half for services performed (8 hours) on each Sunday, January 25, 1948 to February 29, 1948, inclusive (6 days).

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 January 5, 1950, the complainant party addressed a formal communication to the Acting 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: A. I. Tummon
Acting Secretary

Dated at Chicago, Illinois, this 19th day of January, 1950.