

Award No. 5342

Docket No. CL-5559

**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:

- (a) The Carrier violated the Rules Agreement, effective May 1, 1942, particularly Rules 4-A-2 and 4-A-7, South Philadelphia Freight Station, Philadelphia Terminal Division, on January 1, 1947, by not allowing certain employees a day's pay for January 1, 1947.
- (b) Daniel Dennis, David Mims, Arthur Mims, A. D. Mims, and J. Mitchell each be allowed a day's pay at punitive rate on account of this violation. Docket E-556.

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 April 2, 1951, 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 20th day of April, 1951.