

Award No. 5595
Docket No. CL-5914

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(a), 4-C-1 and Paragraph IV-1(1) of Supplemental Agreement "A" when it required Clerk J. G. Free to suspend work on Tuesday, July 5, 1949 and to work on Sunday, July 3, 1949, Freight Station, Sparrows Point, Maryland, Maryland Division.

(b) J. G. Free, or his successor, be paid for time lost on Tuesday, July 5, 1949 and the difference between straight time allowed and punitive time on Sunday, July 3, 1949 and continuing for each Tuesday and Sunday until corrected. (Docket E-699).

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 December 3, 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

Claim dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

ATTEST: A. I. Tummon
Acting Secretary

Dated at Chicago, Illinois, this 14th day of December, 1951.