

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

PARTIES TO DISPUTE:

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

**ST. LOUIS SOUTHWESTERN RAILWAY COMPANY,
ST. LOUIS SOUTHWESTERN RAILWAY COMPANY OF TEXAS**

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

(1) Carrier's refusal to bulletin position (relief) established by Superintendent F. W. Ferguson's notice of January 9, 1950, requiring the service of a clerical worker to, effective Saturday, January 14, 1950, regularly relieve clerks at Brinkley Saturday, Sunday and Monday, and clerk at North Little Rock Tuesday and Wednesday of each week with Thursday and Friday of each week as rest days, is violative of rules of Agreement effective April 1, 1946, and Memorandum Agreements thereto dated July 22, 1949, and August 5, 1950, effective September 1, 1949.

(2) Carrier be required by an appropriate award of your Board to bulletin the newly created position named in Section (1) hereof and assign same to the senior applicant, as required by rules of the Agreements.

(3) J. W. Berry and J. T. Archibald and their successor, or successors, occupying the (relief) position established by Superintendent F. W. Ferguson, effective January 14, 1950, be compensated for their services performed, including travel and waiting time to and from their headquarters point, transportation expenses, if any, and lodging and food allowance, retroactive to January 14, 1950, as provided in Rule 36½ of the Memorandum of Agreement, dated August 5, 1950, effective September 1, 1949. Until headquarters point is designated by Carrier, allowances due employees for travel and waiting time, transportation expenses and lodging and food, shall be calculated on basis of "headquarters point being recognized as that where the employee maintains his headquarters".

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 March 10, 1953, the complainant party addressed a formal communication to the Secretary of the Third Division requesting withdrawal of this case, which request is hereby granted.

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AWARD

Case dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

ATTEST: (Sgd.) A. Ivan Tummon
Secretary

Dated at Chicago, Illinois, this 19th day of March, 1953.