

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 System Committee of the Brotherhood that—

(a) Carrier violated rules of the Clerks' Agreement at the Cotton Platform, Memphis, Tennessee, when on February 14, 1955, it permitted Will Hubbard, Jr., a Group 3 employe, to perform work secured by the terms of the Agreement to Group 1 employes.

(b) J. E. Cupples be compensated for wage losses suffered as represented on the dates enumerated herein:

February 14, 1955, 1 hour at punitive rate
February 15, 1955, 1 hour at punitive rate
February 16, 1955, 1 hour at punitive rate
February 17, 1955, 1 hour at punitive rate
February 18, 1955, 30 minutes at punitive rate
February 21, 1955, 1 hour at punitive rate
February 23, 1955, 1 hour at punitive rate
February 24, 1955, 30 minutes at punitive rate
February 25, 1955, 15 minutes at punitive rate
February 28, 1955, 1 hour at punitive rate

March 1, 1955, 45 minutes at punitive rate
March 2, 1955, 25 minutes at punitive rate
March 3, 1955, 25 minutes at punitive rate
March 4, 1955, 55 minutes at punitive rate
March 7, 1955, 45 minutes at punitive rate
March 8, 1955, 35 minutes at punitive rate
March 9, 1955, 30 minutes at punitive rate
March 10, 1955, 45 minutes at punitive rate
March 11, 1955, 40 minutes at punitive rate
March 14, 1955, 40 minutes at punitive rate
March 15, 1955, 45 minutes at punitive rate
March 16, 1955, 40 minutes at punitive rate
March 17, 1955, 30 minutes at punitive rate
March 18, 1955, 30 minutes at punitive rate
March 21, 1955, 45 minutes at punitive rate
March 22, 1955, 30 minutes at punitive rate
March 23, 1955, 40 minutes at punitive rate
March 24, 1955, 40 minutes at punitive rate

March 25, 1955, 40 minutes at punitive rate
March 28, 1955, 40 minutes at punitive rate
March 29, 1955, 35 minutes at punitive rate
March 30, 1955, 40 minutes at punitive rate
March 31, 1955, 40 minutes at punitive rate

April 1, 1955, 25 minutes at punitive rate
April 4, 1955, 30 minutes at punitive rate
April 5, 1955, 30 minutes at punitive rate
April 6, 1955, 30 minutes at punitive rate
April 7, 1955, 30 minutes at punitive rate
April 8, 1955, 40 minutes at punitive rate
April 11, 1955, 35 minutes at punitive rate
April 12, 1955, 40 minutes at punitive rate
April 13, 1955, 30 minutes at punitive rate

May 2, 1955, 30 minutes at punitive rate
May 4, 1955, 25 minutes at punitive rate
May 5, 1955, 19 minutes at punitive rate
May 6, 1955, 10 minutes at punitive rate
May 9, 1955, 20 minutes at punitive rate
May 11, 1955, 22 minutes at punitive rate
May 13, 1955, 25 minutes at punitive rate

Pro rata rate of Claimant's position \$15.62 per day.

(c) J. E. Cupples be compensated for wage loss sustained from May 13, 1955, forward to date the Rules violation is corrected.

NOTE: *Reparation to be determined by joint check of Carrier's payroll and other records.*

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 October 24, 1956, the complainant party addressed a formal communication to the 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. Ivan Tummon
Executive Secretary

Dated at Chicago, Illinois, this 26th day of October, 1956.