

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

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

**THE DENVER AND RIO GRANDE WESTERN RAILROAD
COMPANY**

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

(1) The Carrier violated rules of the current Agreement with the Brotherhood of Railway Clerks when effective July 1, 1955, it consolidated Roster No. 3, Office of Auditor of Passenger Accounting, and Roster No. 4, Office of Auditor of Car Service Accounting, without agreement and over the protest of the Brotherhood.

(2) Mr. I. D. Fredericks shall be compensated for the difference in rate of pay between that of Chief Clerk, \$17.05 per day, and that of his present position, \$15.45 per day.

(3) Mable A. Estabrook, an employe holding seniority on Roster No. 3, shall be compensated for an additional day's pay at rate of \$15.46 per day for every day this violation continues account illegally displaced from her position by J. J. Sweeney, an employe holding seniority on Roster No. 4.

(4) Lydia H. Hayes shall be compensated for the difference in rate of pay between \$15.11 per day and \$14.97 per day.

(5) H. H. Valentine, an employe holding seniority on Roster No. 4, shall be compensated for an additional day's pay at rate of \$14.97 per day for every day this violation continues account illegally displaced from his position by Lydia H. Hayes, an employe holding seniority on Roster No. 3.

(6) Kathleen B. Crawford shall be compensated for the difference in rate of pay between \$14.38 per day and \$14.01 per day.

(7) Ruth L. Waldeck, an employe holding seniority on Roster No. 3, shall be compensated for an additional day's pay at the rate of \$14.56 per day for every day this violation continues account illegally displaced from her position by Dorothy R. Grant, an employe holding seniority on Roster No. 4.

(8) R. E. Lapsley shall be compensated for the difference in rate of pay between \$14.13 per day and \$13.35 per day.

(9) W. B. Walters shall be compensated for the difference in rate of pay between \$13.35 per day and \$11.66 per day for the period July 12, 1955 to and including July 22, 1955, when he moved into another department.

(10) G. T. Willingham shall be compensated for an additional one and one-half hour's pay at the rate of \$13.35 per day account required to suspend work on his regular assignment on Roster No. 4 to open and distribute mail for Passenger Accounting Department, work previously performed by employees on Roster No. 3.

(11) Senior employe on Roster No. 3 be compensated for one and one-half hour's pay each day until violation listed in (10) above is corrected.

(12) That any and all employes who have or who may in the future suffer any adverse effect as a result of Carrier's action, even though not above specified, shall be compensated for all losses suffered, amount to be determined by joint check of payrolls and assignments.

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 2nd day of November, 1956.