

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

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

ST. LOUIS SOUTHWESTERN RAILWAY COMPANY

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

(1) That Carrier violated the Clerks' current Agreement on December 8, 1952, when it established nine new International Business Machines positions in the office of Superintendent of Transportation, Tyler, Texas, at rates of pay which were not in conformity with rates attaching to comparable positions in other seniority districts of the Carrier in Tyler, Texas.

(2) That the nine employees originally assigned to the new positions and all other employees succeeding them thereon, be reimbursed for all wage loss account such violation, from December 8, 1952, until the violation is corrected, such reimbursement to be allowed on the basis of the difference in rates of the positions established and those of comparable positions in the Machine Room installation, located in the office of Auditor of Disbursements, Tyler, Texas, in which installation the International Business Machine work for offices of Auditor of Disbursements and Auditor of Freight Accounts, Tyler, Texas, was being performed by employees from three seniority rosters.

FINDINGS: The Third Division of the Adjustment Board, after giving the parties to this dispute due notice of hearing thereon and upon the whole record and all the evidence, finds and holds:

That carrier and employees involved in this dispute are respectively carrier and employees within the meaning of the Railway Labor Act, as approved June 21, 1934;

That this Division of the Adjustment Board has jurisdiction over the dispute involved herein;

That the dispute was certified to the Third Division of the Adjustment Board ex parte by the complainant party; and

That hearing thereon has been held and concluded. Under date of November 7, 1956, the parties jointly advised the Secretary of the Third

Division of their desire to withdraw this case from further consideration by the Division, 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 5th day of December, 1956.