

Award No. 7546

Docket No. CL-8573

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 October 5, 1953, by requiring and/or permitting Southwestern Transportation Company employes to perform work at the Pine Bluff, Arkansas, Warehouse of the Carrier (Old House), rightfully within the scope of duties belonging to Cotton Belt employes.

(2) That all employes of the Warehouse and Freight Office of the Carrier at Pine Bluff, who suffered monetary loss on October 5, 1953, and subsequent dates, and all employes of the Carrier at Pine Bluff, regardless of location, who suffered monetary loss on October 5, 1953, and subsequent dates, be reimbursed for all loss suffered, until violation is corrected.

(3) That the senior assigned Carrier Warehouse employes, equivalent to the number of SWT employes who were required or permitted to perform work normally handled by Carrier's warehouse forces, be allowed compensation at overtime rate equalling the time (hours and minutes) of SWT employes spent in said work.

NOTE: Actual monetary consideration involved in this claim to be determined by joint check of payroll records, etc.

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 November 20, 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 5th day of December, 1956.