

Award No. 7551
Docket No. CL-8628

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 is violating the current Clerks' Agreement when it permits Southwestern Transportation Company employes to rate and route LCL shipments at Jonesboro, Arkansas, before the regular assigned Rate Clerk, Mr. T. F. Nease, comes on duty on work days and when he is off on Saturday.

(2) That Mr. T. F. Nease be paid for one (1) hour at the overtime rate of his position for each of his work days, Monday through Friday, March 22 through September 8, 1954, and be paid for two (2) hours, on the same basis, from September 9, 1954, and until violation is corrected.

(3) That Mr. Nease be paid for four (4) hours at the overtime rate for each Sunday from March 22, 1954, until violation is corrected.

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 employe involved in this dispute are respectively carrier and employe 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.