

Award No. 7675

Docket No. CL-8718

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

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

**UNION PACIFIC RAILROAD COMPANY
(Eastern District)**

STATEMENT OF CLAIM: *Claim of the System Committee of the Brotherhood of Railway and Steamship Clerks, Freight Handlers, Express and Station Employees, that*

(1) Carrier violated effective Agreement when without notice they abolished clerical position, Bonner Springs, Kansas, at close of business April 20, 1953.

(2) The Carrier should reimburse L. L. Harvey, the incumbent of abolished position, eight hours pay per day at straight time rate from April 21, 1953 to April 26, 1953, (5 days).

(3) Carrier should also pay Clerk John L. Davis and Rate and Revising Clerk Francis Staab, the two remaining Clerks at Bonner Springs, for four hours each day starting with April 22, 1953 on which day the duties of the abolished clerical position were transferred and performed by employees outside the clerical agreement. This claim to continue until such time as Carrier returns all clerical work now being performed by Telegrapher-Clerk to the Clerical force at Bonner Springs.

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 the Carrier and the 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 complainant party, and

That hearing thereon has been held and concluded. Under date of January 25, 1957, the parties jointly addressed a formal communication to the Secretary of the Third Division, requesting withdrawal of 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 15th day of February, 1957.