

Award No. 7710  
Docket No. MW-9183

NATIONAL RAILROAD ADJUSTMENT BOARD  
THIRD DIVISION

PARTIES TO DISPUTE:

BROTHERHOOD OF MAINTENANCE OF  
WAY EMPLOYES

CENTRAL OF GEORGIA RAILWAY COMPANY

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

(1) The Carrier violated the Agreement on December 3, 9 and 12, 1955 and on January 2, 5, 8, and 12, 1956 when it assigned or otherwise permitted employees excepted from the scope of the Agreement to supervise and direct laborers from Extra Gang No. MM-1 in performing work during overtime hours;

(2) Foreman J. S. Hammonds, who was in charge of and had jurisdiction over Extra Gang No. MM-1, be allowed pay at the time and one-half rate of his position for the following number of hours:

|          |                       |                  |
|----------|-----------------------|------------------|
| 12-3-55  | 3 hours               |                  |
| 12-9-55  | 3 hours               |                  |
| 12-11-55 | 2 $\frac{2}{3}$ hours | (a minimum call) |
| 1-2-56   | 2 $\frac{2}{3}$ hours | (a minimum call) |
| 1-5-56   | 2 $\frac{2}{3}$ hours | (a minimum call) |
| 1-8-56   | 2 $\frac{2}{3}$ hours | (a minimum call) |
| 1-12-56  | 2 $\frac{2}{3}$ hours | (a minimum call) |

Total 19 $\frac{1}{3}$  hours.

**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 complainant party; and

That no hearing thereon has been held, and under date of February 1, 1957, 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 15th day of February, 1957.