

Award No. 7747
Docket No. CL-8194

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

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

**THE ATCHISON, TOPEKA AND SANTA FE RAILWAY
COMPANY (Coast Lines)**

STATEMENT OF CLAIM: (a) Carrier violated the rules of the current Clerks' Agreement at Winslow, Arizona, when it required and permitted the Express Cashier to suspend service on his regular assigned position to absorb overtime on position of Ticket Cashier; and,

(b) Mr. A. H. Miller, Express Cashier, shall be compensated for one (1) hour and thirty (30) minutes each day, Monday through Friday, at the prorata rate Express Cashier's rate, excluding Holidays, commencing January 31, 1955, and continuing until such violation of Agreement rules is corrected; and

(c) Mr. J. C. Wamble, Ticket Cashier, shall now be compensated for one (1) hour and thirty (30) minutes at punitive Ticket Cashier's rate for each day, Tuesday through Friday, excluding Holidays, commencing February 1, 1955 and continuing until such violation of Agreement Rules is corrected; and,

(d) Mr. G. T. Kaliss, Relief Clerk, shall now be compensated for one (1) hour and thirty (30) minutes at punitive Ticket Cashier's rate for each Monday, excluding Holidays, commencing January 31, 1955 and continuing until such violation of Agreement Rules 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 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 10, 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 25th day of February, 1957.