

Award No. 7974
Docket No. CL-9577

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

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

**THE CHESAPEAKE AND OHIO RAILWAY COMPANY
(Chesapeake District)**

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

(a) The Carrier violated and continues to violate the terms of the effective Clerical Agreement by requiring Night Report Clerk, Mr. J. H. Blankenship, Position No. A-20, to suspend work on his regular assignment each Tuesday and Wednesday, to provide rest day relief for position of Night Report Clerk A-7, in the office of Superintendent of Freight Transportation, General Office District, Richmond, Virginia, held by Mr. J. A. Davis, and

(b) That Mr. Blankenship shall now be compensated in accordance with the provisions of Rule 24 (c), and at the higher rate for each such Tuesday and Wednesday he is arbitrarily rearranged from his regular assignment, retroactive 60 days from date of claim and continuing until corrected, also

(c) That Mr. J. A. Davis be additionally compensated for 8 hours at the punitive rate of his regular assignment account failure to call him for service performed on his rest days, retroactive 60 days from date of claim and continuing until corrected.

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 June 11, 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 20th day of June, 1957.