

Award No. 8115

Docket No. CL-9682

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

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

ST. LOUIS-SAN FRANCISCO RAILWAY COMPANY

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

(1) The Carrier violated and continues to violate the terms of the currently effective Agreement between the parties when it assigns the work of writing movement cards, carding cars for movement covered by the Clerks' Agreement with the Carrier.

(2) F. D. McCleary, senior available Clerk, now be allowed an additional day's pay at time and one-half on each date, May 1, 1956 to July 28, 1956, inclusive; August 12 to August 28, inclusive; August 31, September 2; September 21, 22, 29; October 1 to 20, inclusive; October 26, 28, 31; November 9 to 12, inclusive; November 14 to 18, inclusive; November 23 to 25, inclusive; November 28 to December 15, inclusive.

(3) Extra Clerk, R. L. Blake, now be allowed one day's pro rata pay for July 29 to August 12, inclusive.

Extra Clerk, G. Reed, now be allowed one day's pro rata pay at the Yard Clerk rate for August 29 and 30, September 1, 4, 6, 7, 10, 12, October 27 and November 13.

Extra Clerk, C. A. Pitts, now be allowed one day's pro rata pay at the Yard Clerk rate for September 5, 9, 13, 19, 20, 23, 24, 25, 26, 27, 30.

Extra Clerk, L. J. Soldanelis, now be allowed one day's pro rata pay at the Yard Clerk rate for each date, September 3, 8, 15, October 22, 23, 24, 25, 29, 30, and November 5, 6, 7, and 8.

Extra Clerk, Norman Seacrease, now be allowed one day's pro rata pay at the Yard Clerk rate for each date September 14, October 21, November 2, 3, 4, 19, 20, 21, 22, 26, and 27.

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 employes involved in this dispute are respectively carrier and employes 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 but not concluded. Under date of October 25, 1957 the complainant party 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 4th day of November, 1957.