

Award No. 8237

Docket No. CL-8672

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

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

ILLINOIS CENTRAL RAILROAD COMPANY

STATEMENT OF CLAIM: Claim of the System Committee of the Brotherhood that the Carrier violated and continues to violate the Agreement:

(A) When on December 25, 1954, it abolished the position of Car Clerk (Position No. 150) rate \$13.40 per day at East Dubuque, Illinois, and removed some of the clerical duties of said position out from under the scope and operation of the Clerks' Agreement by assigning certain portions of said work to employees not covered by the Clerks' Agreement. And further, when it assigned the remaining duties thereof to other clerical positions paying lower rates of pay than that of \$13.40 per day attaching to Car Clerk's position, and

(B) That the position of Car Clerk, (Position No. 150) rate \$13.40 per day, shall be re-established, and that all employees adversely affected by the illegal abolishment of same be reimbursed for all monetary losses sustained, retroactive to December 25, 1954, and continuing to the date when this matter is satisfactorily resolved.

NOTE: Actual monetary consideration involved in this claim, Item (B) hereof, to be determined by joint check of Carrier's payrolls, time book records, etc.

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 February 4, 1958, 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 12th day of February, 1958.