

Award No. 8247
Docket No. CL-9580

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

CASE NO. 1

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

(a) Carrier violated rules of the Clerks' Agreement at the Baggage and Mail Department, Central Station, Chicago, Illinois, when on July 17, 18, 19, 22, 23, 24, 25, 26, 29, 30, 31, August 1, 2, 7, 8, 9, 12, 13, 14, 15, 16, 19, 20, 21, 22, 23, 26, 27, 28, 29, 30, September 4, 5, 6, 11, 12 and 13, 1955, it required Assistant Mail Foreman R. Letourneau to perform the duties attaching the Mail Foreman's position.

(b) R. Letourneau be compensated \$3.50 per day on the dates enumerated in part (a) of claim representing the difference between the rate paid the Assistant Mail Foreman position and the rate paid the Mail Foreman position.

CASE NO. 2

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

(a) Carrier violated rules of the Clerks' Agreement at the Baggage and Mail Department, Central Station, Chicago, Illinois, when on July 30, August 6, 13, 20, 27 and September 10, 1955, it required Assistant Mail Foreman J. H. Kern to perform the duties attaching the Mail Foreman's position.

(b) J. H. Kern be compensated \$3.50 per day on the dates enumerated in part (a) of claim representing the difference between the rate paid the Assistant Mail Foreman position and the rate paid the Mail Foreman position.

CASE NO. 3

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

(a) Carrier violated rules of the Clerks' Agreement at the Baggage and Mail Department, Central Station, Chicago, Illinois, when on July 24, 31, August 7, 14, 21, 28, September 4 and 11, 1955, it required Assistant Mail Foreman A. DiBrito to perform the duties attaching the Mail Foreman position.

(b) A. DiBrito be compensated \$3.50 per day on the dates enumerated in part (a) of claim representing the difference between the rate paid the Assistant Mail Foreman position and the rate paid the Mail Foreman position.

CASE NO. 4

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

(a) Carrier violated rules of the Clerks' Agreement at the Baggage and Mail Department, Central Station, Chicago, Illinois, when on July 20, 21, August 3, 10, 11, 17, 18, 24, 25, 27, 31, September 7 and 14, 1955, it required Assistant Mail Foreman F. Micelli to perform the duties attaching the Mail Foreman position.

(b) F. Micelli be compensated \$3.50 per day on the dates enumerated in part (a) of claim, representing the difference between the rate paid the Assistant Mail Foreman position and the rate paid the Mail Foreman position.

CASE NO. 5

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

(a) Carrier violated rules of the Clerks' Agreement at the Baggage and Mail Department, Central Station, Chicago, Illinois, when on July 25, 26, 27, 28, 29, August 1, 2, 3, 4, 5, 9, 10, 11, 12, 15, 16, 17, 18, 19, 22, 23, 24, 25, 26, September 2, 5, 6, 7, 8, 9, 12, 13, 14, 15 and 16, 1955, it required Assistant Mail Foreman H. Duncan to perform the duties regularly attaching the Mail Foremen's positions.

(b) H. Duncan be compensated \$3.50 per day on the dates enumerated in part (a) of claim representing the difference between the rate paid the Assistant Mail Foreman position and the rate paid the Mail Foreman position.

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.