

Award No. 8452
Docket No. CL-9911

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--

(a) The Carrier violated rules of the Clerks' Agreement at the Burnside Storehouse, Chicago, Illinois, when on March 15, 1956, it failed and refused to properly title and rate two (2) new positions termed Assistant Stockkeepers which were advertised by Bulletin No. 10.

(b) Sam Catanzaro and James R. Cox and/or their successors, if there be any, be compensated for wage losses sustained representing \$2.21 each per day retroactive to March 26, 1956, and forward to date the violation is corrected except the period of time from June 20, 1957 to date notice is given to the Third Division N.R.A.B., of Employees' intention to file ex parte submission of the instant dispute with the Division.

NOTE: Reparation to be determined by joint check of Carrier's payroll and other records.

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 August 27, 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 10th day of September, 1958.