

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

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

**CHICAGO, MILWAUKEE, ST. PAUL AND PACIFIC
RAILROAD COMPANY**

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

1. Carrier violated the Clerks' Agreement when on December 23, 1955 it abolished a regular position of Clerk, rate \$13.336 per day, at Jackson, Minnesota, that theretofore had been established as a position and filled pursuant to the rules of the Clerks' Agreement, and by unilateral action transferred the work normally attached to the position of Clerk to be performed by other employees not embraced within the scope rule of our Agreement thus violating the provisions thereof.

2. The work attached to the clerical position at Jackson, Minnesota shall be returned, assigned to and performed by the employees covered by the Clerks' Agreement entitled thereto.

3. Carrier shall be required to reimburse Employee Louis C. Meyer, occupant of the position at the time it was abolished, and all other employees affected for any and all losses sustained retroactive to December 23, 1955.

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 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 the complainant party; and

That hearing thereon has been held and concluded. Under date of April 28, 1960, the parties jointly advised the Secretary of the Third Division of their desire to withdraw 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: S. H. Schulty
Secretary

Dated at Chicago, Illinois, this 11th day of May, 1960.