

Award No. 9665
Docket No. CL-10673

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

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

THE PANHANDLE AND SANTA FE RAILWAY COMPANY

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

(a) Carrier violates and continues to violate the provisions of the Clerks' Agreement at Pampa, Texas, when it removes certain routine and/or related work from the scope of the Agreement and requires or permits its performance by others not covered by the Agreement rules; and,

(b) Such work shall now be returned to the scope and operation of the Agreement; and,

(c) P. H. McCrate shall now be paid eight (8) hours per day at the rate of time and one-half the respective rate of his position, less what he is paid on such days for each Saturday and Sunday each week from February 11, 1957, until the violation of the Agreement rules shall have been corrected.

FINDINGS: The Third Division of the Adjustment Board, 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 employee 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 was waived by the parties and under date of November 15, 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
Executive Secretary**

Dated at Chicago, Illinois, this 1st day of December, 1960.