

Award No. 9740
Docket No. SG-10331

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

**BROTHERHOOD OF RAILROAD SIGNALMEN
OF AMERICA**

CHICAGO AND NORTH WESTERN RAILWAY COMPANY

STATEMENT OF CLAIM: Claim of the General Committee of the Brotherhood of Railroad Signalmen of America on the Chicago and North Western Railway Company that:

(a) The Carrier violated the Signalmen's Agreement when it denied the employes regularly assigned to DeKalb Crew No. 1, Illinois Seniority District, work on Washington's Birthday, Friday, February 22, 1957.

(b) The Carrier shall now be required to pay the following regular assignees of DeKalb Crew No. 1, for eight hours at rate and one-half at their respective rate of pay: C. H. Chamberlain, Gang Foreman; K. E. Weidman, Leading Signalman; R. G. Burtzos, Signalman; F. F. Muth, Signalman; D. E. Meister, Signalman; H. F. Karper, Jr., Signalman; H. W. Janssen, Signalman; G. G. Lundblad, Signalman; J. T. Mrozek, Signalman; L. V. Rogers, Assistant Signalman; D. L. Cherington, Signal Helper.

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 employes involved in this dispute are respectively carrier and employes 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 December 5, 1960 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

Claim dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of **THIRD DIVISION**

ATTEST: S. H. Schulty
Executive Secretary

Dated at **Chicago, Illinois**, this 15th day of December, 1960.