

NATIONAL RAILROAD ADJUSTMENT BOARD
Third Division

PARTIES TO DISPUTE:

ORDER OF SLEEPING CAR CONDUCTORS
THE PULLMAN COMPANY

DISPUTE.—Conductors L. S. Lankton, T. F. O'Brien, and W. B. Child claim the right to remain on the run to which they were regularly assigned, New York Central trains 143 and 144, from which they were removed by the management, who assigned porters in charge in their places. They claim this substitution of porters for conductors on the run in question, violates the agreement between the Pullman Company and its conductors, with specific reference to Rules 6 and 7. (Exhibit A) Rule 10 (e) of the agreement provides: If the contention of the conductor is sustained, he will be compensated for any wage loss. (Exhibit A.)

FINDINGS.—The Third division of the Adjustment Board, upon the whole record and all the evidence, finds 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.

This division of the Adjustment Board has jurisdiction over the dispute involved herein.

The parties to said dispute waived right of appearance at hearing hereon.

AWARD

In view of the conflicting statements made by the parties, as shown in their respective submissions, this case is remanded to the parties for further conferences and consideration in an effort to effect an adjustment of the dispute without prejudice to the rights of the parties or either of them to re-submit the same in the event they shall be unable to effect an adjustment.

By Order of Third Division:

NATIONAL RAILROAD ADJUSTMENT BOARD.
H. A. JOHNSON,
Secretary.

Attest:

Dated at Chicago, Illinois, this 20th day of February 1935.

(15)