

Award No. 748
Docket No. CL-816

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

PARTIES TO DISPUTE:

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

SOUTHERN PACIFIC COMPANY—(Pacific Lines)

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

- "1. That the Carrier has violated and continues to violate agreement rules when it works elevator operators and janitors in its General Office Building on Sundays at pro rata rates and blanks their positions on assigned rest days; and
- "2. That M. Kopyn, A. V. Nelson, W. H. Briggs or other employees so worked and paid shall be reimbursed for wage losses sustained represented by differences between amounts paid at pro rata rates on Sundays and amounts due at punitive rates retroactive to November 22, 1936."

FINDINGS: The Third Division of the Adjustment Board finds that:
The dispute was certified to the Third Division of the Adjustment Board ex parte by complainant party.

No hearing thereon has been had, and under date of October 24, 1938, the complainant party addressed a formal communication to the Secretary of the Third Division withdrawing this case.

AWARD

Case dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division.

ATTEST: H. A. Johnson,
Secretary

Dated at Chicago, Illinois, this 4th day of November, 1938.