

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

PARTIES TO DISPUTE:

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

THE PENNSYLVANIA RAILROAD COMPANY

STATEMENT OF CLAIM: "Claim of the System Committee of the Brotherhood that J. H. Donley, D. F. Donley, O. W. Strom, W. F. Delozier, A. Romagnoli, H. M. Hofman, P. T. Maloney, Albert Giososa, W. B. Mallery, J. B. Edelman, L. C. Focht, A. C. Nearhood and A. Dunkel were entitled to be paid at the rate of \$5.07 per day for services performed in the Baggage Department, Altoona Passenger Station, December 14th to 24th, 1937, instead of at the rate of forty-five (45) cents per hour, and shall now be paid for wage losses suffered as a result of Carrier's violation of Wage Agreement and Regulations governing Miscellaneous Forces."

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 the 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; and

That hearing thereon has been held but not concluded. Under date of January 8, 1941, the petitioner advised the Secretary of the Third Division of their desire to withdraw it from further consideration by the Division, which request is hereby granted.

AWARD

Case dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of Third Division

ATTEST: H. A. Johnson
Secretary

Dated at Chicago, Illinois, this 14th day of January, 1941.

[769]