

Award No. 1337
Docket No. CL-1394

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 employes M. S. Howard, W. F. Edwards, G. H. Selby, C. L. Tunstall and C. C. Patterson employed as Tallymen at Pier No. 1, Canton, Baltimore, Md. were entitled to be paid at rate of time and one-half for services performed on Sundays in March 1938 in accordance with Regulation 4-A-2 and that said employes shall now be paid for wage losses suffered as a result of Carrier's failure and refusal to comply with provisions of that rule."

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 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; 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.

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