

Award No. 1742
Docket No. TD-1855

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

PARTIES TO DISPUTE:

AMERICAN TRAIN DISPATCHERS ASSOCIATION

LOUISIANA & ARKANSAS RAILWAY COMPANY

STATEMENT OF CLAIM: "A. The carrier has violated and continues to violate the current agreement by refusing to establish and provide a relief day each week for the position of assistant chief dispatcher in the Shreveport, La., office, and by requiring the occupants thereof to work in excess of eight (8) consecutive hours daily on the assignment.

"B. That all dispatchers who have worked the position since September 30, 1936 (date established), be compensated for the difference in a day's pay based on a 365 day divisor which they received, and a day's pay based on a 306 divisor (Article VI (b)), which they should have received for each week in which no rest day was afforded, and overtime for all time worked in excess of eight (8) consecutive hours each day since the position was established.

"C. That the occupant of the relief dispatcher position in that office since September 30, 1936, be paid the difference in what he was paid and what he would have received had he been allowed to work one day per week as assistant chief dispatcher at a daily rate based on a 306 day divisor (Article VI (b))."

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 held and under date of March 4, 1942, 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 6th day of March, 1942.