

Award No. 1799
Docket No. CL-1928

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

PARTIES TO DISPUTE:

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

MIDLAND VALLEY RAILROAD COMPANY

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

(1) The assignment of clerical work, hereinafter described in the Tulsa Station and Yard Seniority District to employees not covered by the Clerks' Agreement (Yard Master, Assistant Yardmaster and General Agent) is a violation of Articles 1, 2, 3, 11, and 12 and Principle 7, of the agreement dated effective June 14, 1921, and,

(2) That said work shall be classified, rated, bulletined, and assigned in accordance with the rules of the said agreement, and,

(3) That employees involved in or affected by said violations of rules be compensated in full for any monetary loss resulting from carrier's actions retroactive to September 19, 1937, date of complaint.

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; and

That no hearing thereon has been held and under date of May 7, 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 14th day of May, 1942.