

Award Number 3083

Docket Number PC-2497

**NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION**

PARTIES TO DISPUTE:

ORDER OF RAILWAY CONDUCTORS, PULLMAN SYSTEM

THE PULLMAN COMPANY

STATEMENT OF CLAIM: The Grievance Committee, Chicago Division No. 715, Order of Railway Conductors, Pullman System, claims non-compliance with the rules of the Agreement between The Pullman Company and Conductors in the Service of The Pullman Company in not using employees who hold seniority as Conductors to perform Conductors' work in Lines 209 and 215, Rock Island Train No. 9, departing from Chicago September 29, 1942, and subsequent dates, in charge of a porter, an employee not covered by the Conductors' Agreement, who performed all of the Conductor's work; the Committee contending that under the rules of the Agreement, the Conductors holding seniority in the Chicago Central District should have been assigned to Lines 209 and 215 on September 29, 1942, and subsequent dates, and asking that conductors entitled to this work be compensated for all time lost by reason of this violation of the Conductors' Agreement and that like settlement be made for each date these lines are allowed to depart without a Conductor in charge; further, that the use of porters or other employees who do not hold seniority as Conductors to perform conductors' work is a violation of Rule 25, the seniority rule, and Rule 31, the bulletining rule, of the Conductors' Agreement dated December 1, 1936, and that these rules continue to be violated each date these lines depart from Chicago without a Conductor. Rules 1, 20, 26, 55 and 56 are also directly involved.

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 January 23, 1946, the complainant party addressed a formal communication to the Secretary of the Third Division requesting withdrawal of the case, 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 25th day of January, 1946.

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