

Award No. 3949

Docket No. CL-4197

**NATIONAL RAILROAD ADJUSTMENT BOARD  
THIRD DIVISION**

**PARTIES TO DISPUTE:**

**BROTHERHOOD OF RAILWAY AND STEAMSHIP CLERKS,  
FREIGHT HANDLERS, EXPRESS AND STATION EMPLOYES  
GULF COAST LINES; INTERNATIONAL-GREAT NORTHERN  
R. R. CO.; THE ST. LOUIS BROWNSVILLE & MEXICO RY.  
CO.; THE BEAUMONT, SOUR LAKE & WESTERN RY. CO.;  
SAN ANTONIO UVALDE & GULF R. R. CO.; THE ORANGE  
& NORTHWESTERN R. R. CO.; IBERIA, ST. MARY &  
EASTERN R. R. CO.; SAN BENITO & RIO GRANDE VALLEY  
RY. CO.; NEW ORLEANS, TEXAS & MEXICO RY. CO.; NEW  
IBERIA & NORTHERN R. R. CO.; SAN ANTONIO SOUTHERN  
RY. CO.; HOUSTON & BRAZOS VALLEY RY. CO.; HOUSTON  
NORTH SHORE RY. CO.; ASHERTON & GULF RY. CO.; RIO  
GRANDE CITY RY. CO.; ASPHALT BELT RY. CO.; SUGAR-  
LAND RY. CO.—Guy A. Thompson, Trustee.**

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

(a) The Carrier violated the Clerks' Agreement at San Antonio, Texas when it established a position designated as Swing Clerk No. 2 and worked the occupant of that position in both Group 1 and Group 2, two separate and distinct seniority groups. Also

(b) claim that all employees who were relieved on their assigned rest days by virtue of this illegally established position be paid the amount they would have earned had they not been illegally relieved.

**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;

That no hearing thereon has been held, and under date of June 23, 1948, the complainant party addressed a formal communication to the Secretary of the Third Division requesting withdrawal of this 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 24th day of June, 1948.