

Award No. 4319
Docket No. CL-4227

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

PARTIES TO DISPUTE:

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

THE LONG ISLAND RAILROAD COMPANY

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

1. The Carrier violated and continues to violate the Scope Rule and other provisions of the Clerks' Agreement when it transferred clerical work, previously performed by Clerks, to Yardmasters, Conductors and Trainmen in the office of Train Master, Jamaica, N. Y., and

2. The clerical work performed by Yardmasters, Conductors and Trainmen shall be assigned to qualified clerks and all affected clerical employees shall be compensated for monetary losses, the difference between rates of pay received and the rate of \$265.70 per month (\$297.32 after September 1, 1947), or rates of pay agreed to as provided for in the Wage Agreement of July 1, 1941, retroactive to July 19, 1946.

FINDINGS: The Third Division of the Adjustment Board, after giving the parties to the dispute due notice of hearing thereon, and upon the whole record and all the evidence, finds and holds:

That the Carrier and the Employees involved in this dispute are respectively carrier and employees 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;

That the dispute was certified to the Third Division of the Adjustment Board ex parte by complainant party; and

That hearing thereon has been held and concluded. Under date of February 9, 1949 the parties jointly addressed a formal communication to the Acting 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: A. I. Tummon
Acting Secretary

Dated at Chicago, Illinois, this 16th day of February, 1949.