

Award No. 7152
Docket No. CL-7758

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

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

THE PENNSYLVANIA RAILROAD COMPANY

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

(a) The Carrier violated the provisions of the Rules Agreement, effective May 1, 1942, except as amended, particularly the Scope and Rules 3-A-1, 3-B-1(a) and 3-D-1, when it used a Messenger (Group 2) to perform service in the Stenographic Pool (Group 1) located in the Consolidated Operating Office, Buffalo, New York, Northern Division, February 2nd and 3rd, 1954.

(b) Clerk Stenographer Edith F. Wagner, who was qualified and available, should be allowed eight hours pay, each day, for February 2 and 3, 1954, as a penalty. (Docket C-738)

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 the complainant party; and

That no hearing thereon has been held, and under date of October 6, 1955, 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: (Sgd.) A. Ivan Tummon
Secretary

Dated at Chicago, Illinois, this 21st day of October, 1955.