

Award No. 7493

Docket No. CL-7643

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

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

ILLINOIS CENTRAL RAILROAD COMPANY

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

(a) The Carrier violated the Clerks' Agreement on Tuesday night, February 16, 1954, Sunday, February 21, 1954, and Sunday, September 5, 1954, when it failed to call the regular assigned clerical employees to perform duties in connection with the preparation of Billing Repair Cards at the "B" Yard Repair tracks at E. St. Louis, Illinois.

(b) L. L. Opperman be compensated two hours' pay at punitive rate on Tuesday, February 16, and Sunday February 21, 1954. Also that he be compensated in accordance with existing Agreement rules on all subsequent days that he is denied the right to perform all work in connection with the preparation of billing repair cards six days per week, Tuesday through Sunday.

(c) R. G. Butts be compensated seven hours and thirty minutes' pay at the penalty rate on Sunday, September 5, 1954. Also that he be compensated in accordance with existing Agreement rules on all Mondays subsequent to September 5, 1954, that he is denied the right to perform all work in connection with the preparation of billing repair cards on each Monday of his work week.

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

That the Carrier and 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 the complainant party; and

That hearing thereon has been held and concluded. Under date of November 20, 1956, the parties jointly advised the Secretary of the Third Division of their desire to withdraw this case from further consideration by the Division, which request is hereby granted.

AWARD

Case dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of **THIRD DIVISION**

ATTEST: A. Ivan Tummon
Executive Secretary

Dated at Chicago, Illinois, this 5th day of December, 1956.