

Award No. 7580
Docket No. MW-9139

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

**BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYEES
CHICAGO, MILWAUKEE, ST. PAUL AND PACIFIC RAILROAD
COMPANY**

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

(1) The Carrier violated the effective Agreement on various dates in July and August, 1955, when it assigned employes of a general contractor to perform the historical and traditional duties of Roadway Equipment Machine Operators in the Yards at Spokane, Washington;

(2) Roadway Equipment Machine Operator H. C. Schwanz be allowed eight (8) hours' pay at his respective straight time rate on July 12, 13, 19, 20 and August 2, 3 and 9, 1955; and Roadway Equipment Machine Operator Orin Leggett be allowed eight (8) hours' straight time pay for July 26, 27 and August 2 and 3, 1955, account of the violation referred to in part one (1) of this claim.

FINDINGS: The Third Division of the Adjustment Board finds:

That the dispute was certified to the Third Division of the Adjustment Board jointly by the parties; and

That no hearing thereon has been held, and under date of December 11, 1956, the parties jointly 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: A. Ivan Tummon
Executive Secretary**

Dated at Chicago, Illinois, this 19th day of December, 1956.