

Award No. 7672

Docket No. CL-8710

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

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

UNION PACIFIC RAILROAD COMPANY

STATEMENT OF CLAIM: Claim of the System Committee of the Brotherhood of Railway and Steamship Clerks, Freight Handlers, Express and Station Employees that

(1) Carrier violated Vacation Agreement of December 17, 1941 when they refused to allow Mr. G. T. Hansen two days' vacation on May 31 and June 1, 1955 but insisted he take three days May 30 to June 1, 1955, inclusive; Carrier violated same agreement when they refused to allow Mr. E. C. Johnson one day's vacation May 31, 1955 and insisted he take two days' vacation to include May 30 and 31, 1955; Carrier also violated the December 17th, 1941 National Vacation Agreement when they refused to allow Mrs. Beatrice Paulsen to take four days' vacation from July 5, 1955 to and including July 8th, but insisted that she take five days to include July 4 to July 8, 1955.

(2) Carrier shall pay each claimant an additional day's vacation or a day's pay in lieu thereof account of this violation.

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 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 January 25, 1957, the parties jointly addressed a formal communication to the Secretary of the Third Division, requesting withdrawal of 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 15th day of February, 1957.