

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

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

**THE ATCHISON, TOPEKA AND SANTA FE RAILWAY
COMPANY (Coast Lines)**

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

(a) Carrier violated the rules of the current Clerks' Agreement when on or about March 15, 1953 and February 15, 1954, without conference or agreement with the Brotherhood, it discontinued several clerical positions at Hanford, California, and assigned the duties of these positions to the occupants of Telegrapher positions, who hold no seniority rights under the Clerks' Agreement; and,

(b) Claim that all such work be restored to employees covered by the rules of the current Clerks' Agreement; and

(c) Claim that Mr. E. Ender be compensated for 7 hours per day at punitive rate of his regular assignment, retroactive to Marcy 15, 1953 and continuing until such violation of Agreement rules is corrected; and,

(d) Mr. P. Cook shall be compensated for 7 hours per day at punitive rate of his regular assignment, retroactive to March 15, 1953, and continuing until such violation of agreement rules is corrected.

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 10, 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 25th day of February, 1957.