

Award No. 7884

Docket No. CL-8470

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

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

THE BALTIMORE AND OHIO RAILROAD COMPANY

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

(1) The Carrier violated the Rules of the Agreement effective July 1, 1921, as revised to and including June 1, 1953, when it required Relief Enginehouse Clerk H. E. Thompson to suspend work on his regular assignment commencing Saturday, September 25, 1954, and on each and every Saturday and Sunday thereafter, to do the sweeping of the Engineers' Locker Room, Register Room, and Callers' Office, Newark, Ohio, and

(2) That Patrick R. Giblin, and/or his successors in interest who become the regular or temporary incumbent of position of Janitor from Monday through Friday, be compensated for eight hours at penalty rate for Janitor's work performed on the Saturdays and Sundays specified in item (1).

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 employes involved in this dispute are respectively carrier and employes 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 March 12, 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 May, 1957.