

Award No. 7972
Docket No. CL-9575

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

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

**THE CHESAPEAKE AND OHIO RAILWAY COMPANY
(Chesapeake District)**

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

(a) That the Carrier violated the terms of the effective Clerical Agreement when it established position of Special Report Clerk Position No. A-12, in the office of Superintendent of Freight Transportation, General Office District, Richmond, Virginia, and assigned thereto hours of 2:00 A. M. to 10:00 A. M. on four days each week, and hours of 7:15 A. M. to 3:15 P. M. on the fifth day, and

(b) That title of the position be changed to conform to the duties assigned and the rate of pay adjusted from \$426.16 per month to \$441.57 per month retroactive 60 days from date of claim, and

(c) That Mr. J. F. Powell, Jr., his substitutes and/or successors be additionally compensated in accordance with the provisions of Rule 34 for all time worked before 6:00 A. M., retroactive 60 days from date of claim, and continuing until violation is corrected, also

(d) That Mr. Powell be additionally compensated under the applicable rules for each day he was arbitrarily rearranged from his regular assignment to fill vacancies on position of Night Report Clerk, A-20, retroactive 60 days from date of claim and continuing until violation is corrected.

FINDINGS: The Third Division of the Adjustment Board finds:

That the dispute was certified to the Third Division of the Adjustment Board ex parte by the complainant party; and

That no hearing thereon has been held, and under date of June 11, 1957, the complainant party 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 20th day of June, 1957.