

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

PARTIES TO DISPUTE:

AMERICAN TRAIN DISPATCHERS ASSOCIATION
THE CHICAGO, MILWAUKEE, ST. PAUL AND PACIFIC
RAILROAD COMPANY

STATEMENT OF CLAIM: Claim of the American Train Dispatchers Association that:

(a) The Chicago, Milwaukee, St. Paul and Pacific Railroad Company, hereinafter referred to as "the Carrier" violated the currently effective Agreement between the parties to this dispute, particularly Rule 2-(h) when on October 28, 1956, it established a permanent first trick train dispatching position in its Austin, Minnesota train dispatching office and failed and refused to provide rest day relief service for this position on Saturday of each week by unilaterally and arbitrarily combining the duties of this position with the duties of another position for rest day relief purposes.

(b) Carrier shall now compensate Train Dispatcher P. Madsen one day's pay at pro rata rate for February 9 and 16, 1957—total two (2) days.

(c) Carrier shall now compensate Train Dispatcher F. W. Forney one day's pay at pro rata rate for February 23, March 2, 9, 16, and 23, 1957—total five (5) days.

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 hearing thereon was waived by both parties, and under date of January 7, 1959 a formal communication was addressed to the Secretary of the Third Division requesting withdrawal of the case, by the parties jointly, 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 14th day of January, 1959.