

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

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

ATLANTA JOINT TERMINALS

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

(a) The Carrier violated the Agreement between the parties when on November 26, 1954, it failed and refused to compensate claimant Mr. D. A. Robinson, Crew Caller, at proper holiday rate of time and one-half for work performed;

(b) The Carrier violated the Agreement between the parties when it failed and refused to pay claimant Mr. D. A. Robinson one day's pay at pro-rata rate for the holiday, Thanksgiving day, November 26, 1954.

(c) The Carrier shall now be required to compensate claimant, Mr. D. A. Robinson, for the difference between pro-rata rate of pay and time and one-half rate of pay for November 26, 1954, plus one day's pay at pro-rata rate.

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 carrier and employe involved in this dispute are respectively carrier and employe 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 the complainant party; and

That hearin thereon has been held and concluded. Under date of April 15, 1959, the parties jointly advised the Secretary of the Third Division of their desire to withdraw 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 30th day of April, 1959.