

Award No. 9076
Docket No. CL-11130

NATIONAL RAILROAD ADJUSTMENT BOARD
THIRD DIVISION

PARTIES TO DISPUTE:

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

ST. LOUIS-SAN FRANCISCO RAILWAY COMPANY

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

(1) The Carrier violated the terms of the currently effective Agreement between the parties when on May 5, 6, and 15, 1958, it failed to call Mr. W. H. Crews to fill a vacancy or perform extra work on the Platform of the Seventh Street Station at St. Louis, Missouri in line with his seniority and used a junior employee.

(2) W. H. Crews now be allowed one day's pro rata pay for each day, May 5, 6 and 15, 1958, at the rate of the vacant position.

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 October 20, 1959 the parties jointly advised the Secretary of the Third Division of their desire to withdraw this case, which request is hereby granted.

AWARD

Case dismissed

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of **THIRD DIVISION**

ATTEST: S. H. Schulty
Executive Secretary

Dated at Chicago, Illinois, this 18th day of November, 1959.