

Award No. 9414

Docket No. CL-11729

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

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

THE PENNSYLVANIA RAILROAD COMPANY

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

(a) The Carrier violated the Rules Agreement, effective May 1942, except as amended, when it used Clerk J. G. Rossiter, Jr., who is junior to the Claimant in service, to fill vacancies on position Symbol F-1081, at the Pennsylvania Produce Terminal, Philadelphia, Pennsylvania, Philadelphia Region, on the dates specified below.

(b) The Claimant, and senior clerk, B. F. Glackin, should be allowed eight hours pay a day for March 23, 24, 30, 31, April 6, 7, 13 and 14, 1957. (Docket 227.)

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 April 19, 1960, 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: S. H. Schulty
Secretary**

Dated at Chicago, Illinois this 11th day of May, 1960.