

Award No. 9562
Docket No. CL-11841

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

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

**THE LAKE SUPERIOR TERMINAL & TRANSFER RAILWAY
COMPANY**

STATEMENT OF CLAIM: Claim of the System Committee of the Brotherhood of Railway and Steamship Clerks, Freight Handlers, Express and Station Employees that the Carrier violated the agreement:

1. At Superior, Wisconsin, by requiring the Baggage-man-Janitor on the 11:00 P. M. to 7:00 A. M. shift to call crews, thus applying to the position of Baggage-man-Janitor, an improper rate for service performed, and by reason thereof;

2. The Carrier now be required to compensate R. W. Norberg, Baggage-man-Janitor, assigned hours 11:00 P. M. to 7:00 A. M., the difference in rate of pay of \$1.45 per day, account required to call switch and engine crews for the date of February 28, 1959 and for each and every day thereafter until this Agreement 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 September 9, 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
Executive Secretary**

Dated at Chicago, Illinois, this 16th day of September, 1960.