

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

**BROTHERHOOD OF RAILROAD SIGNALMEN OF
AMERICA**

**CHICAGO, ROCK ISLAND AND PACIFIC RAILROAD
COMPANY**

STATEMENT OF CLAIM: Claim of the General Committee of the Brotherhood of Railroad Signalmen of America on the Chicago, Rock Island and Pacific Railroad Company:

(a) The Carrier violated the Signalmen's Agreement on May 1, 2, 3, 4, 7, and 11, 1956, when it failed and/or refused to utilize the service of Signalman L. R. Goentzel from 5:30 A. M. through his normal assigned hours to take care of the track bonding, manipulating of track circuits to give signal aspects and other signal work, while maintenance of way employes were relaying rail near Kingfisher, Okla.

(b) Signalman L. R. Goentzel be paid at punitive rate of pay as compensation for the services he was deprived of as follows:

May 1, 1956—2½ hours; May 2, 1956—2½ hours;

May 3, 1956—1½ hours; May 4, 1956—½ hour (30 minutes);

May 7, 1956—1½ hours; and May 11, 1956—1½ hours

A total of 10 hours at \$3.031 per hour, or a total of \$30.31.

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 the carrier and employes involved in this dispute were respectively carrier and employes 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 hearing thereon has been held and concluded. Under date of August 14, 1961, the parties jointly addressed a formal communication to the Secretary of the Third Division requesting withdrawal of this case from further consideration by the Division, which request is hereby granted.

AWARD

Claim dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of THIRD DIVISION

ATTEST: S. H. Schulty
Executive Secretary

Dated at Chicago, Illinois this 11th day of September, 1961.