

Award No. 10657

Docket No. SG-12450

NATIONAL RAILROAD ADJUSTMENT BOARD

THIRD DIVISION

PARTIES TO DISPUTE:

BROTHERHOOD OF RAILROAD SIGNALMEN

UNION RAILWAY COMPANY (MEMPHIS)

STATEMENT OF CLAIM: Claim of the General Committee of the Brotherhood of Railroad Signalmen on the Union Railway Company (Memphis):

On behalf of Signalman C. V. Fleming for eight hours' pro rata and twelve hours' overtime pay for March 9, 1959, and eight hours' pro rata and seven hours' overtime pay for March 10, 1959, and on behalf of Signalman D. R. Ryles for twelve hours' overtime pay for March 9, 1959, and fifteen hours' overtime pay for March 10, 1959, account B & B Foreman, Assistant Foreman, and four Laborers, who hold no seniority or other rights under the Signalmen's Agreement, performing signal work in connection with the relocation of flasher lights at Chelsea Street for the purpose of city widening street. (Carrier's File: VG-S 225-312)

FINDINGS: The Third Division of the Adjustment Board, upon the whole record and all the evidence, finds and holds:

That the Carrier and Employees involved in this dispute are respectively carrier and employees 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 was waived and under date of June 23, 1962, the parties jointly addressed a formal communication to the Secretary of the Third Division requesting withdrawal of this case, 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 29th day of June, 1962.