

Award No. 10668

Docket No. SG-13107

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):

In behalf of C. V. Fleming and D. R. Ryles, Signalmen, Union Railway, rate of pay for each man \$544.25 per month, based on two hundred and eleven (211) hours; for signal work performed by B&B employes, thirty-three (33) hours on September 15, 1960, and thirty-two (32) hours on September 16, 1960. The work consisted of digging and filling ditches for switch-light wire. The time claimed for each man eight (8) hours pro rata rate and eight and one-half (8½) hours time and one-half rate for September 15, 1960, and eight (8) hours pro rata rate and eight (8) hours time and one-half rate for September 16, 1960.

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

That the Carrier and Employee involved in this dispute are respectively carrier and employee 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.