

Award No. 10670

Docket No. SG-13163

**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 C. V. Fleming and D. R. Ryles, Signalmen, Union Railway, rate of pay for each man \$544.25 per month based on 211 hours; for twenty (20) hours of signal work consisting of digging and filling ditches for switch light wires at Sargent Yard being performed by B and B employees, who are not covered by the Signalmen's Agreement on February 27, 1961. The time claimed for C. V. Fleming; eight (8) hours at pro rata rate, and two (2) hours at time and one-half rate for February 27, 1961. The time claimed for D. R. Ryles: ten (10) hours at time and one-half rate for February 27, 1961.

**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.