

Award No. 2946

Docket No. 3070

2-TM-CM-'58

NATIONAL RAILROAD ADJUSTMENT BOARD

SECOND DIVISION

PARTIES TO DISPUTE:

**SYSTEM FEDERATION NO. 2, RAILWAY EMPLOYEES'
DEPARTMENT, AFL-CIO (Carmen)**

TEXAS MEXICAN RAILROAD

DISPUTE: CLAIM OF EMPLOYEES:

1. That the Texas-Mexican Railroad Company violated the controlling agreement, particularly Rule 20(a) and (b), by depriving Mr. Manuel G. Herrera, Carman, of working his bid in job following the expiration of the bulletin and assignment.

2. That accordingly, the Texas-Mexican Railroad Company be ordered to compensate Carman Herrera as follows:

a) 1 hour at the straight time rate for May 3, 6 and 7, 1957 for being deprived of working his regular assignment;

b) 7 hours at the time and one-half rate for May 3, 6 and 7, 1957 for being required to work hours in excess of his regular assignment;

c) The difference between the straight time rate and the time and one-half rate for May 4 and 5, 1957 for being required to work the rest days of his regular assignment, and,

d) 8 hours at the straight time rate for May 8 and 9, 1957 account of not being allowed to work the days of his regular assignment.

STATEMENT: The above question was submitted to the Second Division of the National Railroad Adjustment Board by the above referred to organization in ex parte form, and the Division is now in receipt of a request from the employes that the case be withdrawn.

AWARD

Claim dismissed.

NATIONAL RAILROAD ADJUSTMENT BOARD
By Order of SECOND DIVISION

ATTEST: Harry J. Sassaman
Executive Secretary

Dated at Chicago, Illinois, this 3rd day of September, 1958.