

**Award No. 3343**

**Docket No. 3545**

**2-C&O-CM-'59**

**NATIONAL RAILROAD ADJUSTMENT BOARD**

**SECOND DIVISION**

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**PARTIES TO DISPUTE:**

**SYSTEM FEDERATION NO. 41, RAILWAY EMPLOYEES'  
DEPARTMENT, A. F. of L.-C. I. O. (Carmen)**

**CHESAPEAKE & OHIO RAILWAY COMPANY**

**DISPUTE: CLAIM OF EMPLOYEES:**

1. That on June 12, 1958, the Carrier violated the controlling agreement, particularly Rule 158 thereof, when shop laborers were used to rerail Diesel Engine No. 5093 at its Russell, Kentucky Roundhouse.

2. That accordingly, the Carrier be ordered to compensate Carmen Paul Reese, Alva Mowery, W. K. Miller and L. W. Vallance for four hours at the straight time rate of pay.

**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to organization in ex parte form and the Division is now in receipt of a request from the employees that the case be withdrawn.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 26th day of October 1959.