

Award No. 3438

Docket No. 3577

2-C&O-CM-'60

NATIONAL RAILROAD ADJUSTMENT BOARD

SECOND DIVISION

PARTIES TO DISPUTE:

**SYSTEM FEDERATION NO. 41, RAILWAY EMPLOYEES'
DEPARTMENT, AFL-CIO (Carmen)**

**THE CHESAPEAKE & OHIO RAILWAY COMPANY
(Southern Region and Hocking Division)**

DISPUTE: CLAIM OF EMPLOYEES:

1. That the Carrier violated the current agreement on June 7, 1958, when it assigned other than Carmen to place blue flags on Train No. CD-93 on trucks 30 & 32 in the new Westbound Manifest Yard at Russell Terminal, Russell, Kentucky.

2. That accordingly the Carrier be ordered to compensate Carman E. J. Noble eight (8) hours at the applicable time and one-half rate of pay for the aforesaid violation.

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form, hearing thereon was waived, and the Division is now in receipt of a request from the employees that the case be withdrawn.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 19th day of April 1960.